

**IN LIEU
DIRECTORS' MEETING
MONDAY, AUGUST 9, 2004
CONFERENCE ROOM 113**

I. MAYOR

- *1. NEWS RELEASE - RE: Public Invited To Dedication Of Kontras Park -(See Release)

II. CITY CLERK

- *1. Faxed Letter from Bill Whitley, Vincenzo's ristorante brought into Council Office by City Clerk Joan Ross - RE: Effective immediately, please withdraw the application for use of right of way for Vincenzo's Restaurant at 808 "P" Street in Lincoln - Item #13, 04R-187. (See Letter)

III. CORRESPONDENCE

A. COUNCIL REQUESTS/CORRESPONDENCE

PATTE NEWMAN

- 1. OUTSTANDING Request to Ernie Castillo, Wynn Hjermstad, Marc Wullschleger, Urban Development Department/ Terry Bundy, LES/ Allan Abbott, Public Works & Utilities Director/Mike DeKalb, Marvin Krout, Planning Department/Lynn Johnson, Parks & Recreation Director - RE: Signs or banners identifying individual neighborhoods - (For Witherbee and Eastridge area) - (RFI#20 - 3/24/04). — 1.) SEE RESPONSE FROM TERRY BUNDY, LES RECEIVED ON RFI#20 - 4/12/04.

TERRY WERNER

- 1. OUTSTANDING Request to PW /Planning - RE: Inquiry from Jay Petersen on Kajan Drive - Public or Private Roadway, plus Surface Rehabilitation Process (RFI #130-6-15-04). — 1.) SEE RESPONSE FROM THOMAS SHAFER, PUBLIC WORKS & UTILITIES DEPARTMENT RECEIVED ON RFI#130-8/03/04.
- 2. OUTSTANDING Request to Vince Mejer, Purchasing Agent - RE: Notice to Bidders #04-110 – Television Equipment (RFI#132 - 6/16/04).

GLENN FRIENDT

- 1. OUTSTANDING Request to Lynn Johnson, Parks & Rec. Director - RE: South Salt Creek Community Organization concerns (RFI#33-5/25/04).

2. **OUTSTANDING** Request to Don Herz, Finance Director/ **Steve Hubka, City Budget Officer** - RE: Fire Equipment Lease-Purchase (RFI#35 - 7/19/04). — **1.) SEE RESPONSE FROM DON HERZ, FINANCE DIRECTOR RECEIVED ON RFI#35 - 7/22/04.**
3. **OUTSTANDING** Request to **Allan Abbott, Public Works** - RE: Accident Data on Intersection of W. Van Dorn and South Coddington for 5-year period (RFI #36 - 07-28-04).

JONATHAN COOK

1. **OUTSTANDING** Request to Weed Control/Public Works & Utilities Department/ Parks & Recreation Department - RE: Maintaining of ROW along W Van Dorn - (RFI#114 - 6/14/04).—**RESPONSE RECEIVED FROM RUSS SCHULTZ (INCORPORATING RESPONSES FROM PW AND FROM P&R) ON 07-29-04**

JON CAMP

- *1. E-mail from Jan Weyhrauch to Jon Camp RE: Special Election and Raising Taxes
- *2. E-Mail from Jan Karst with response from Jon Camp - RE: Today's article in LJS on Smoking Ban - (See E-Mail)
- *3. E-Mail from Sue Quambusch with response from Jon Camp - RE: Budget Cuts - (See E-Mail)
- *4. Faxed Letter from Jeff Riekenberg to Jon Camp - RE: 'Thank-you' very much for supporting the proposed StarTran bus routes between Lux Middle School and neighborhoods south and east of the school in the 2004-2005 Lincoln City Budget - (See Letter)
- *5. E-Mail from Dan Mook with response from Jon Camp - RE: Addition of apartments west 88th St. - (See E-Mail)
- *6. E-Mail from Kevin & Ruth Mattson with response from Jon Camp - RE: Lux School StarTran Bus Service - (See E-Mail)

B. DIRECTORS AND DEPARTMENT HEADS

BUDGET OFFICE

- *1. Inter-Department Communication from Jan Bolin - RE: Corrected Budget Book Pages for PW/U - (See Material)

HEALTH

- *1. NEWS RELEASE - RE: Confirmatory Test Finds Earlier Lancaster County Case Is Not West Nile - (See Release)
- *2. NEWS RELEASE - RE: Partnering To Prevent Family Swimming Pool Drownings - (See Release)

PLANNING

- *1. Memo from Marvin Krout - RE: Lincoln Housing Costs - (See Memo)
- *2. Memo from Marvin Krout - RE: Residential Land Inventory & Single Family Lots - (See Memo)
- *3. Annexation by Ordinance - Ordinance No. 18400 - Effective: July 27, 2004 - 20.9 Acres.

PUBLIC WORKS & UTILITIES DEPARTMENT

- *1. Public Works & Utilities ADVISORY - RE: South 14th Street; Old Cheney - Pine Lake - Project No. 701306. - (See Advisory)

REAL ESTATE DIVISION

- *1. Interoffice Memo from Clinton W. Thomas - RE: Street & Alley Vacation No. 03017 West 20 feet of 24th Street; U Street to Vine Street; and the North 15 feet of U Street; 23rd to 24th Street - (See Memo)
- *2. Interoffice Memo from Clinton W. Thomas - RE: Street & Alley Vacation No. 04009 North 58th Street; Colfax Avenue to Murdock Trail - (See Memo)

URBAN DEVELOPMENT

- *1. Report - RE: 48th & "O" Streets Redevelopment Area Lincoln, Nebraska - Blight and Substandard Determination Study-May 2004 - Prepared For: City of Lincoln, Nebraska By: Hanna:Keelan Associates, P.C.-(Copy of this Report on file in the City Council Office)

C. MISCELLANEOUS

- *1. E-mail from John Losito of Sun Valley Lanes RE: Bowling Center Legislation.
- *2. Note Card from Norma Fleisher - RE: Please adopt the Defense of Liberty Resolution - (See Note Card)
- *3. E-Mail from Peggy Struwe - RE: Information on Amendment One - (See E-Mail)

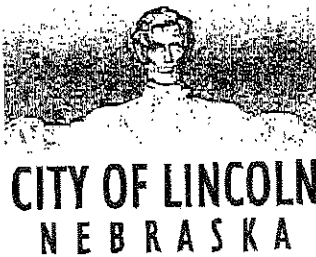
- *4. Letter from Rick G. Carter, Executive Director, The Lincoln/Lancaster County Human Services Federation - RE: Public transportation -Supports all efforts to increase access and availability on StarTran for low-income members of our community - (See Letter)
- *5. E-Mail from Terry Jarosz, Midlands Plastics, Tool Designer - RE: Country View Park Fund Cut Again - (See E-Mail)
- *6. E-Mail from Dave Brady to Mayor Seng - RE: Bond Issue - (See E-Mail)
- *7. E-Mail from Jim Johnson to Mr. Jenkins, Lincoln Star Journal - RE: Correction to article on Council Salaries - (See E-Mail)
- *8. E-Mail from Michelle Crawford - RE: Concerns about the infrastructure bond issue - (See E-Mail)
- *9. Letter & Material from Herbert J. Friedman, Chair, Cable Advisory Board to Ms. Beth Scarborough, Time Warner Cable - RE: Cable Advisory Board - (See Material)
- *10. Letter from Elizabeth H. Scarborough, Time Warner Cable - RE: It has come to our attention by a review of the City Council August 9 Agenda that you will be briefed during Pre-Council and asked during the regular Council Meeting to adopt a report of the Cable Television Advisory Board related to the cable television franchise renewal proceedings and the Request for Renewal Proposal - (Item 19 Public Hearings-Resolutions)(See Letter)

IV. DIRECTORS

V. CITY COUNCIL MEMBERS

VI. ADJOURNMENT

***HELD OVER UNTIL AUGUST 16, 2004.**



NEWS RELEASE

MAYOR COLEEN J. SENG

lincoln.ne.gov

OFFICE OF THE MAYOR

555 South 10th Street, Lincoln, NE 68508, 441-7511, fax 441-7120

RECEIVED

AUG 03 2004

CITY COUNCIL
OFFICE**FOR IMMEDIATE RELEASE:** August 3, 2004**FOR MORE INFORMATION:** Diane Gonzolas, Citizen Information Center, 441-7831
Stacey Ault, Parks and Recreation, 441-3084**PUBLIC INVITED TO DEDICATION OF KONTRAS PARK**

Mayor Coleen J. Seng invites the public to the dedication of Kontras Park at 10 a.m. Thursday, August 12 at South Cotner Boulevard and Aldrich Road.

"The residents of the neighborhood decided this area, known as the Piedmont Triangle, needed its own identity," said Mayor Seng. "The park is named for Gus and Sophia Kontras, who donated \$45,000 for park improvements. This is another example of the generosity of citizens wanting to benefit the entire community."

In addition to thanking the Kontras family, Mayor Seng thanked the James Stuart family, who donated the land to the City in 1932. The park is nine-tenths of an acre, and the Kontras donation will be used for renovation of the gazebo, landscaping and an endowment for ongoing care of the park.

Speakers at the dedication will include Mayor Seng, Gus Kontras and Lynn Johnson, Director of the City Parks and Recreation Department. Refreshments will be provided by The Parthenon.

In 1925, when Gus Kontras was 12 years old, he immigrated to the United States from Greece with his mother and sister to reunite with his father. When Gus was 16, he worked in a steel mill and went to night school. By age 22, he had learned the shoe repair business and opened his own repair shop at 10th and "O" streets. In 1941, he and Sophia married. They lived in the Piedmont area for many years and raised their family there. The couple has two children, Dr. Margaret Sutton and Dr. James Kontras, and five grandchildren.

Parking for the dedication is on Aldrich Road. In case of rain, the ceremony will be postponed to 10:30 a.m. Tuesday, August 17.

FROM : Vincenzo's

FAX NO. : 402-498-3889

04K-187
Aug. 02 2004 02:01PM P1 #13

Vincenzo's
ristorante

Corporate Office 1806 N. 144th Street
Omaha, Ne 68154

RECEIVED

AUG 05 2004

CITY COUNCIL
OFFICE

8-2-04

Attention Joan Ross

Dear Joan,

Effective immediately, Please withdraw the application for use of right of way for Vincenzo's Restaurant at 808 P. St. in Lincoln. If you have any questions Please contact me at 402-689-5830.

Thank you,

Bill Whitley.

RECEIVED

Referred to: Public Works/Planning Depts.

AUG 03 2004

CITY COUNCIL
OFFICE

REQUEST FOR INFORMATION
COUNCIL OFFICE

#4060130

By: Terry Werner - #130
(Council Member)

June 15, 2004
Date

REQUEST: RE: Kajan Drive - Public or Private Roadway? Plus Info on Surface
Rehabilitation

Would you please respond to Mr. Jay Petersen of 3440 Kajan Drive. He would like to know
if Kajan Drive is a Public or Private Roadway. With that information, he would also like to know
the process required to initiate rehabilitation of the street surface - whatever process that might
involve. Please send your response to Mr. Petersen and a copy to me in the Council Office. Thanks.

- Terry Werner

cc: Jay Petersen
3440 Kajan Drive (06)

(FOR YOUR INFORMATION - THIS IS A COPY OF A
REQUEST SENT BY A COUNCIL MEMBER, NO RESPONSE
ID REQUIRED FROM YOU)

Mayor's Office

RESPONSE (Indicate action taken):

By: Thomas Shafer 8/2/04
Date

Responded by letter

COMMENTS:

PLEASE RESPOND WITH 15 COPIES/tjg/jvr



MAYOR COLEEN J. SENG
www.ci.lincoln.ne.us

Engineering Services
Public Works and Utilities Department
Allan Abbott, Director
531 Westgate Blvd.
Suite 100
Lincoln, Nebraska 68528
402-441-7711
fax: 402-441-6576

August 2, 2004

Mr. Jay Peterson
3440 Kajan Drive
Lincoln, NE 68506

Dear Mr. Petersen,

I am writing in regard to your request to Councilperson Terry Werner regarding Kajan Drive. I apologize for the delay in getting a response to you. This is an interesting situation that will require some more investigation and decision making.

Here is the information I have to date. Kajan Drive is a public roadway, however it was initially constructed as a sub-standard roadway (narrow width, no curb & gutter).

The current process for rehabilitation is to have the property owners along the street request a paving or re-paving district that will bring the street up to standard. This is 27 feet for most residential roadways with curb and gutter. After a street has been constructed or re-constructed to standards then it will be monitored for condition and rehabilitated as warranted by pavement management.

This is a special case where I don't believe a standard street can be constructed without difficult impacts to the adjoining properties. We are currently looking at the situation of sub-standard streets in the city and what can be done with them. I appreciate your patience in this matter while it is being studied.

As a follow up to our phone conversation regarding the location of your fence on public right-of-way, I have checked into the issue and a "Use of Right-of-Way" permit needs to be submitted. Please contact Harry Kroos at hkroos@lincoln.ne.gov or at 441-7711 for more information. If you have any further questions, please contact me at tshafer@lincoln.ne.gov or at 441-7711

Sincerely,

Thomas Shafer, P.E.
Design/Construction Manager

cc: City Council
Allan Abbott
Roger Figard
Karl Fredrickson
Nicole Fleck-Tooze
Karen Sieckmeyer
Maggie Kellner

RECEIVED

Weed Control/Public Works/Parks
Referred to: Department

JUL 29 2004

CITY COUNCIL
OFFICE

REQUEST FOR INFORMATION
COUNCIL OFFICE

By: Jonathan Cook - #114
(Council Member)

June 14, 2004
Date

REQUEST: RE: Maintaining of ROW along W Van Dorn

Would you please respond to the attached Letter and send me a copy of the response. Please
respond to Randy Schulz with copy to me. Thanks.

- Jonathan Cook

cc: Randy Schulz
1511 Bordeaux Road (22) - **FOR YOUR INFORMATION - COPY OF REQUEST SENT BY
COUNCIL MEMBER, NO RESPONSE REQUIRED FROM YOU**

Mayor's Office

RESPONSE (Indicate action taken):

By:

Randy Schulz

7/29/04

Date

*Prepared attached reply after receiving response
from Public Works on July 26, 2004*

COMMENTS:

PLEASE RESPOND WITH 15 COPIES/tjg

Weed Control Authority
Lancaster County



July 29, 2004

Randy Schulz
1511 Bordeaux Road
Lincoln, NE 68522

Dear Mr. Schulz,

I was asked to respond to your e-mail of June 9, 2004 in regards to of the road right-of-way on west Van Dorn. The response was coordinated with Lincoln Parks and Recreation and Public Works.

West Van Dorn Street is an existing paved rural designed roadway that was recently annexed into the City that contributes to a number of challenges for developers/homebuilders/homeowners and the City of Lincoln until the roadway is rebuilt to urban standards. One of these challenges is the maintenance of the road right-of way between the edge of the road surface to the adjacent property line.

City Code puts the responsibility for maintenance of this area with the abutting property owner (see attached Title 8 of the Lincoln Municipal Code). The property owner in these newly annexed areas is typically first the developer, secondly the homebuilder and then the homebuyer. It would be desirable if the developer and/or homebuilder put these areas in a condition that they and the eventual homebuyer could maintain easily. These areas will eventually have a sidewalk and curb and gutters. Until then, the property owner needs to keep the vegetation below six inches. The homeowner may use these areas as extension of their backyard or develop as a low maintenance area.

The property on the south side of Van Dorn is not in the City limits even though the City of Lincoln owns it. The City Code is not applicable to this area but the Parks and Recreation Department indicated they would keep the right-of-way mowed along their property.

Feel free to contact me if you have further questions,

Sincerely,

A handwritten signature in dark ink, appearing to read "Russell L. Shultz".
Russell L. Shultz, Superintendent

Encl.

cc: Jonathan Cook
Mayor Coleen J. Seng
City Council

Chapter 8.46

WEED ABATEMENT

Sections:

- 8.46.010 Owner of Real Estate to Remove Weeds.
- 8.46.020 City May Cause Removal of Weeds.
- 8.46.030 Assessment of Cost; Report to Council.
- 8.46.040 Collection of Assessment.
- 8.46.050 Weeds and Rubbish; Fire Hazard.
- 8.46.060 Penalty.

8.46.010 Owner of Real Estate to Remove Weeds.

It shall be the duty of every owner of real estate in the city to cut and clear, or clear, such real estate, together with one-half of the streets and alleys abutting thereon, of all weeds or worthless vegetation whenever such weeds or worthless vegetation shall extend more than six inches above the ground. Such weeds or worthless vegetation shall be cut so as not to extend more than six inches above the ground. After cutting, all such weeds or worthless vegetation shall be immediately removed from such real estate, or be burned upon the premises; provided, however, that if burned upon the premises, a permit so to do shall first be obtained from the Air Pollution Control Officer pursuant to Chapter 8.06 of this title. (Ord. 15569 §1; May 14, 1990: P.C. §8.80.010: Ord. 14936 §1; July 25, 1988: prior Ord. 11433 §1; August 18, 1975: Ord. 10926 §1; October 15, 1973: Ord. 3780 §1; November 18, 1940).

ANNOT.:The State has granted the cities of the primary class the right to require the owners of real estate to destroy weeds and undesirable vegetation and has made it the duty of the City to do so if the owner does not.

Greenwood v. City of Lincoln, 156 Neb. 142, 55 N.W.2d 343 (1952). Such activity is a governmental or public function. *Id.* Municipal employees in the performance of such a governmental function cannot subject the City of Lincoln to liability for the destruction of plaintiff's raspberry bushes. *Id.*

8.46.020 City May Cause Removal of Weeds.

Upon the failure of such owner, lessee, or occupant, or any agent, servant, representative or employee of any such owner, lessee, or occupant having control of any such lot or lands, to cut and clear, or clear, the same of all weeds or worthless vegetation extending more than six inches above the ground; then and in that event, the Director of Public Works and Utilities may after five days notice by publication at least once in a daily newspaper of general circulation in the City of Lincoln; or by certified United States mail to the owner or owners, cut and clear, or clear, such land and lots of all weeds or worthless vegetation and remove the same therefrom, and the cost thereof shall be assessed against such real estate in the manner hereinafter provided. The remedy provided in this section shall be in addition to the penalty hereinafter provided and cumulative therewith. (Ord. 16951 §49; March 11, 1996: prior Ord. 15569 §2; May 14, 1990: P.C. §8.80.020: Ord. 14936 §2; July 25, 1988: Ord. 13911 §1; August 6, 1984: Ord. 12409 §1; October 23, 1978: Ord. 3780 §2; November 18, 1940).

8.46.030 Assessment of Cost; Report to Council.

The Director of Public Works and Utilities shall, at least annually, report to the City Council on the weeds or worthless vegetation which have been cut and removed, or cleared, by the Department of Public Works and Utilities from all real estate, together with one-half of the streets and alleys abutting thereon within the City of Lincoln as well as the costs thereof. Whereupon the City Council shall at a regular council meeting by resolution assess such cost against such real estate; provided, that notice of the time of such meeting of the City Council for making such assessment and for the purpose of such meeting shall be published once in a newspaper of general circulation in the city at least five days before said meeting of the council is held, and shall be mailed to such owner or owners by first class mail, postage prepaid at least five days before such meeting. Nothing herein shall prevent the city from accepting payment or collecting for the related costs by any other means permitted by law. (Ord. 16951 §50; March 11, 1996: prior Ord. 15569 §3; May 14, 1990: P.C. §8.80.030: Ord. 14936 §3; July 25, 1988: Ord. 3780 §3; November 18, 1940).

8.46.040 Collection of Assessment.

Such assessment, when assessed as provided in Section 8.46.030, shall be certified by the City Clerk and delivered to the City Treasurer and shall be collected in the manner provided by law for the collection of general real estate taxes. Such assessment shall be a lien upon such real estate from the date of assessment, and shall become delinquent fifty days after the date of assessment, and shall draw interest at the rate as set by the City Council from said date until paid. It shall be the duty of the City Treasurer to collect said tax in the same manner and at the same time as general taxes, and the items of said tax shall be receipted for on the same receipt blanks as general real estate taxes. Nothing herein shall prevent the city from accepting payment or collecting for the related costs by any other means permitted by law. (Ord. 15569 §4; May 14, 1990: P.C. §8.80.040: Ord. 14936 §4; July 25, 1988: Ord. 3780 §4; November 18, 1940).

8.46.050 Weeds and Rubbish; Fire Hazard.

If there be a lumber yard, oil tank or tanks, or wooden building or any other inflammable material upon any lot or parcel of land within the limits of the city, and near which there exists weeds and other worthless vegetation, between the dates of November 15 and May 1 of the following year, the Chief of the Fire and Rescue Department or the Fire Inspector shall notify, by publication or personal service, the owner or occupant or agent, representative or employee of such owner or occupant having control of such real estate to within twenty-four hours after

notice not only cut and remove the weeds and worthless vegetation from such real estate, but also to scrape the surface of the ground within fifteen feet of such structure and to denude the ground within such area of any inflammable material. Upon the failure of such owner or occupant or agent, representative or employee of such owner or occupant to comply with said notice, then it shall be the duty of the Chief of the Fire and Rescue Department or the Fire Inspector to refer said failure to so comply to the Director of Public Works and Utilities who shall proceed as provided in Section 8.46.020 hereof to enforce the provisions of this section, except that the twenty-four hour notice herein provided shall be in lieu of the five days notice required in said Section 8.46.020, and the cost thereof shall be assessed as provided in Sections 8.46.030 and 8.46.040 hereof. (Ord. 18170 §25; April 28, 2003: prior Ord. 16951 §51; March 11, 1996: Ord. 15569 §5; May 14, 1990: P.C. §8.80.050: Ord. 3780 §5; November 18, 1940).

8.46.060 Penalty.

Any person upon whom a duty is placed by the provisions of this chapter who shall fail, neglect, or refuse to perform such duty, or who shall violate any order authorized by this chapter, shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not to exceed \$100.00. Each day that a violation of this chapter continues shall constitute a separate and distinct offense and shall be punishable as such. (Ord. 15569 §6; May 14, 1990: P.C. §8.80.060: Ord. 3780 §6; November 18, 1940).



CITY COUNCIL OF LINCOLN NEBRASKA

555 South 10th Street • Lincoln, NE 68508 • 402-441-7515

FAX: 402-441-6533 • E-MAIL: council@ci.lincoln.ne.us

JONATHAN COOK
City Council Member
Southwest District

REQUEST FOR INFORMATION

June 12, 2004

To: Weed Control, Public Works, Parks Dept.

Re: Maintaining of ROW along W Van Dorn

Please reply to:

Randy Schulz
1511 Bordeaux Road
Lincoln, NE 68522
Randy.Schulz@dhs.gov

Attached is e-mail from Randy Schulz. Can you please address his concern about maintaining a ditch? It is one thing to require homeowners to mow and clear snow from fully improved roadways that they back to, but when there is a ditch containing obstacles, such maintenance becomes more difficult. Homeowners may not have the necessary equipment. What are the expectations in such circumstances?

Also, why is the City not taking care of their side of the street if they are expecting Mr. Schulz to take care of his? Please reply to Mr. Schultz with a copy to me.

Thank you.

Jonathan Cook

RECEIVED
JUN 14 2004
CITY COUNCIL
OFFICE

RFI #114

In a message dated 6/9/04 6:33:23 AM, Randy.Schulz@dhs.gov writes:

Mr. Cook,

I have attached the letters i received from the Lancaster County Noxious Weed Commission.

I live at 1511 Bordeaux Road, Lincoln, Ne 68522, and my home phone is 402-476-7109 and my cell in 402-770-0046. The requirement for a property owner to maintain city land is understood by me as it pertains to parkways and alleyways, but to expect a homeowner to maintain a ditch adjacent to a busy road such as Van Dorn Street is not prudent.

I do not have the equipment to maintain the ditch as there are several stumps and other large obstacles to either mow around or mow over. As a taxpayer who believes we already pay plenty for the services we receive, i would expect the city or county to have the resources to accept this responsibility.

Further, while the city is concerned about my side of the street they seem to have no issue with their own side of the street on Van Dorn , which is south of Van Dorn adjacent to city and/or park land. I would appreciate a response from you at your convenience.

Randy Schulz

RECEIVED
JUN 14 2004
CITY COUNCIL
OFFICE

LANCASTER  COUNTY

Noxious Weed Control Authority

444 Cherrycreek Road, Bldg. B, Lincoln, NE 68528-1507 (402) 441-7817

June 4, 2004

Work Order Number: W43212

Dear Landowner,

We appreciate your past cutting of weeds and worthless vegetation and are sending this letter, rather than a legal notice, as a friendly reminder to cut and remove weeds and worthless vegetation.

On June 4, 2004 we located overgrown weeds and worthless vegetation at the location(s) listed below:

1511 BORDEAUX RD LIN
LEE'S PLACE 4TH ADD BLOCK 4 LOT 5
STREET ADJACENT TO W VAN DORN IS OVERGROWN

County Assessor's records show the property's owner as:

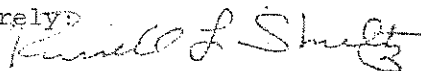
SCHULZ, RANDALL H & DIANE S

1511 BORDEAUX RD
LINCOLN NE, 68522

If you are not the owner, please notify our office immediately. If you are the owner, please cut and remove the identified overgrown weeds and worthless vegetation within one week.

A list of commercial agencies that may be contacted to do cutting and removal of vegetation is enclosed. If you have any questions or desire assistance, please call us at 441-7817.

Sincerely,



Russell L. Shultz, Superintendant

RECEIVED

JUN 14 2004

CITY COUNCIL
OFFICE



JonCampCC@aol.com

07/29/2004 05:07 PM

To: jray@ci.lincoln.ne.us

cc:

Subject: Fwd: Taxes

For distribution.

--

Jon Camp

Office: 402-474-1838
Home: 402-489-1001
Cell: 402-560-1001
Email: JonCampCC@aol.com

RECEIVED

JUL 30 2004

CITY COUNCIL
OFFICE

----- Message from Jan Weyhrauch <ww12528@navix.net> on Thu, 29 Jul 2004 11:39:19 -0500 -----

To: "JonCampCC@aol.com"
<JonCampCC@aol.com>

Subject Taxes

:

Jon,
In all my years I have never known a special election to raise our taxes.
What happened to the vote of the people on our regular elections. Who is making up these rules? Do they live in this country?
Jon, this is more serious than I have known along with the HATE from the Democrats in our country!!!!
Yes, I am going to be out of town, along with thousands in August to speak my mind.
Insanity and we need signs XXXXXX taxes,
Jan



CAMPJON@aol.com

08/02/2004 04:32 PM

To: jray@ci.lincoln.ne.us

cc:

Subject: Fwd: Re: Today's article in LJS on Smoking Ban

--

Jon Camp
Lincoln City Council
City Council Office: 441-8793
Constituent representative: Darrell Podany

RECEIVED
AUG 03 2004
CITY COUNCIL
OFFICE

----- Message from CAMP JON on Mon, 02 Aug 2004 17:32:05 -0400 -----

To: JBDJWK

cc: tskinner@ci.lincoln.ne.us

Subject Re: Today's article in LJS on Smoking
: Ban

Jan:

There is an old saying: "whenever a legislative body is in session, life, limb and liberty are at stake."

Unfortunately, future City Councils can alter, amend or otherwise change previously enacted ordinances.

Jon

In a message dated 8/2/2004 4:39:19 AM Eastern Daylight Time, JBDJWK writes:

>Dear Ms. Skinner,
>
>Can you provide me with clarification of Mr. Roper's comment in the "Council
>likely to hand smoking ban to voters" article in Monday's paper?
>
> "Even though the 60 percent rule would in fact go on the books,
>[assuming the strict ban was repealed by voters, were it to be placed on
the
>ballot], the council would have the ability to change it after the
election."
>
>To what degree could it be changed? Is this true of all ordinances passed by
>the Council?
>
>Thanking you in advance for your research and response,
>
>Jan Karst
>

--

Jon Camp
Lincoln City Council
City Council Office: 441-8793
Constituent representative: Darrell Podany



CAMPJON@aol.com

08/04/2004 01:46 PM

To: squam@atozprint.com (Sue Quambusch)
cc: jray@ci.lincoln.ne.us (City Council), dpodany@ci.lincoln.ne.us
Subject: Re: Budget Cuts

Sue:

Thank you for your email.

First, I would like to note that I did NOT vote for for the budget "shifts". Council Member Terry Werner, along with the assistance of Patte Newman and Jonathan Cook, authored the changes. The management of our meeting that morning prevented meaningful input on other budget savings.

Second, most of the changes were merely shifts to other funds, such as Keno, Street Construction and the proposed GO Bond.

Third, I intend to encourage my colleagues to reverse their votes and go back to the Mayor's proposed budget and ask that she and the directors "sharpen their pencils" and suggest additional financial savings. I believe the directors are in a better position than the Council members to find the savings, even though any and all savings will be difficult. I concur with several of my colleagues that we need to present a "balanced" budget. . .in fact, I would go farther and suggest we reduce the property tax levy, if even only a token amount, to show that the City is behind the proposed Bond issue, which will benefit all of the City substantially.

Fourth, regarding the addition of police and fire personnel, I would like the City to first live up to its commitment to our existing police officers and firefighters. . .the proposed budget "underfunds" their pension plan by \$1.7 million dollars and the overall deficit in the pension plan is approximately \$4.9 million, and rising. How can we hire new positions when the City is not fulfilling its commitment to existing employees?

Sue, please keep advocating for Parks. While even Parks may have to tighten its belt, the deep cuts proposed two weeks ago must be reviewed.

Jon

--

Jon Camp
Lincoln City Council
City Council Office: 441-8793
Constituent representative: Darrell Podany

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AUG 04 2004
CITY COUNCIL
OFFICE



CAMPJON@aol.com

08/04/2004 01:46 PM

To: jray@ci.lincoln.ne.us
cc: dpodany@ci.lincoln.ne.us (Darrell Podany)
Subject: Fwd: Budget Cuts

RECEIVED
AUG 04 2004
CITY COUNCIL
OFFICE

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Jon Camp
Lincoln City Council
City Council Office: 441-8793
Constituent representative: Darrell Podany

----- Message from Sue Quambusch <squam@atozprint.com> on Wed, 04 Aug 2004 08:37:54 -0500 -----

To: jcamp@ci.lincoln.ne.

us

Subject Budget Cuts

:

Dear Mr. Camp:

As Vice-Chair of the Parks and Recreation Advisory Board and a member of the Parks and Rec Foundation I am appalled at the proposed budget cuts to the Parks and Rec Department. As a citizen, I am outraged. These cuts need to be, must be, re-evaluated. How can you justify taking all this from one department?

I question the addition of the four fighters and two police officers (all in one budget cycle?) and the need to eliminate a property tax increase in lieu of a reduction of services for the Parks and Rec Department. All other departments, except for Public Works, had to absorb a \$20,000 reduction. Surely this could be spread amongst departments more fairly.

I know you don't need to be reminded of what effect this will have on the city as a whole but I will point out several of them anyway:

Elimination of funding for funding of the Jamaica North Trail corridor and all the maintenance of the 3rd and A Streets area (South Salt Creek neighborhood) while at the same time increasing mowing and maintenance of boulevards and maintenance in the Country Club area is ludicrous. Robbing from the poor and giving to the rich? Please review this. In the past, CCNA has come up with funds for the extra mowing. They could do so now.

The trails constructed with federal funds have a requirement of maintenance by the city. We agreed to that and now need to stand by its terms or put that funding in jeopardy as well.

Elimination of funding for the conversion of the abandoned water system in Antelope Park for use in irrigating the Sunken Gardens project should be done during this fiscal year to coincide with the renovation of the Gardens. Could it be that you thought since our fundraising project was so successful that we'd "find" money for that too?

Finally, what has happened to the staff at the department? From 1991 to 2003 there has been an increase of ¼ FTE. During that same time the number of park acres has increased by 23% (more than 700 acres) and the number of playgrounds by 33%. In 2001, one employee cared for 58 acres of land and today, 3 years later that load is 71 acres per employee. This cannot be

accomplished with less money.

As you are aware, the Angelou report has cited Lincoln's parks and trails as one of our main drawing points in terms of quality of life and economic development. It is time for you to find the cuts elsewhere, or at least spread them around evenly.

I look forward to your reply.

Sincerely,
Sue Quambusch
1145 Crestdale
owner, A to Z Printing

Jeff Riekenberg
9336 Benziger Drive
Lincoln, NE 68526
August 3, 2004

RECEIVED
AUG 05 2004
CITY COUNCIL
OFFICE

Jon Camp
PO Box 82307
Lincoln NE 68501-2307

Dear Jon:

Thank you very much for supporting the proposed StarTran bus routes between Lux Middle School and neighborhoods south and east of the school in the 2004-2005 Lincoln city budget. For a minimal cost, these additional bus routes will help solve city-wide problems and improve overall quality of life. Below please find the arguments I am using to attempt to convince those city council members who voted to remove the booster routes from the budget.

Since school buses were removed from the Lincoln Public School budget, adding StarTran routes has proven to be an efficacious alternative. Existing routes between Lux Middle School and neighborhoods north, Lincoln North Star High School and Arnold Heights, and Scott Middle School and neighborhoods north and east demonstrate the usefulness and need for some kind of public transportation to and from schools. As there are no StarTran routes to Vintage Heights and South Edenton at all, currently school children do not have the option of catching a bus that gets them within even a few blocks of their destination. The proposed StarTran booster routes for Lux would serve a need that is not being met in any other manner.

Public transport in general serves to alleviate traffic congestion. That Lincoln requires better traffic management is clear not only from the September 14 special vote on a bond issue for our roadways, but also simply from driving! When Lux Middle School was designed and built, Lincoln Public Schools still had school buses. The school and neighborhood were not designed to accommodate 400 parents in cars picking up their children. As well, the existing traffic congestion represents a potential safety hazard to the school children. While two more buses will not completely remove either the traffic congestion or the safety hazard, they will reduce both problems significantly.

Families in which both parents work and single-parent families usually do not have the flexibility to schedule working hours around getting children to and from school. At the middle school age children may be responsible enough to stay home alone after school; however, they still need a safe and reliable method of getting home.

In these fiscally tight times I can understand the desire to cut items from the budget. I can even understand how these additional bus routes for Lux Middle School might appear to be prime candidates for elimination: they would be a new service and therefore less likely to be missed. However, this thinking is very short-sighted. The long-term benefits of public transport are self-justifying. While the fares paid by passengers on public transport may never cover the cost of that transportation, the reduced costs in terms of traffic congestion, road construction,

RECEIVED AUG - 4 2004

safety, parking, and reduced pollution all benefit the city. Lincoln needs to lay the groundwork for public transportation expansion now. In the future many of the country's fuel problems will be answered not so much by energy-efficient cars as by public transportation. We need to get people enthusiastic about the benefits of public busing and create life-long users. Let's start with school children in southeast Lincoln getting to Lux Middle School and back.

Thank you for your continued support of the booster bus route and public transit.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jeff Riekenberg', with a stylized, cursive script.

Jeff Riekenberg



CAMPJON@aol.com

08/05/2004 07:38 AM

To: jray@ci.lincoln.ne.us (City Council)
cc: dpodany@ci.lincoln.ne.us (Darrell Podany)
Subject: Fwd: Re: addition of apartments west 88th st.

RECEIVED
AUG 05 2004
CITY COUNCIL
OFFICE

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Jon Camp
Lincoln City Council
City Council Office: 441-8793
Constituent representative: Darrell Podany

----- Message from dan mook <dkmook@inebraska.com> on Wed, 04 Aug 2004 18:07:32 -0700 -----

To: <CAMPJON@aol.com>

Subject Re: addition of apartments west 88th
: st.

on 8/4/04 11:55 AM, CAMPJON@aol.com at CAMPJON@aol.com wrote:

> Dan:

>

> I am forwarding your inquiry to Darrell Podany, who assists me with
> constituent inquiries. Darrell can point you in the right directions.

>

> Thanks for your thoughts on this development and its impact on street
> congestion.

>

> Jon

Good afternoon Jon:

Yes we did meet at the VH assoc. meeting a couple of months. I believe it was the June meeting.

Since emailing you I have gathered some more information from one of the VH assoc. board members. He has informed me that P&Z has approved the change in the land use owned by Hampton Ent. and now it moves on to the council so you may see it soon.

The original zoning was for higher density multi story apts. but Hampton or the builder changed to lower density town house units like those located on Pine Lake Rd. I have been told the PZ will or has approved no ingress/egress roads for the first forty units but once the area density reach 117 units (some density huh?) then there should be roads to 84th St. I will not hold my breath on that and most likely will be moved by then.

The church along 84th east (about the 6000 block) owns land that they may be willing to sell for the roads. I had visited with a member of the church (don't recall their name) that said they would not sell the land. The city's widening project on 84th precludes their desire to build ingress/egress connects until the project is done.

I have also been told there is a homeowner at the intersection of 88th and Foxtail where Foxtail will be opened into the new Hampton development has begun a petition to present to the council regarding land use, street traffic load and what else I do not know. I intend to contact him tonight and will forward information to you.

What is so frustrating about all of this is the city's insatiable desire for growth that brings more tax dollars at the expense of many of the developments. I try not let the two party system cloud my opinion but I do believe our Democratic Mayor with tax and spend mind set will bring more of the type of land use we are experiencing. In the long run we have decided to move from Nebraska as soon as we can find an answer to our elderly care giving responsibility.

I do thank you for your efforts and interest in what I believe is mostly a done deal. You folks on the council deserve the increased compensation for a job I would not touch under the penalty of death.

Sincerely,

Dan Mook
5910 S. 88th St.
Lincoln, NE 68526
489-3687
770-8279 cell



CAMPJON@aol.com

08/05/2004 07:40 AM

To: jray@ci.lincoln.ne.us (City Council)
cc: dpodany@ci.lincoln.ne.us (Darrell Podany)
Subject: Fwd: LUX School StarTran Bus Service

--

Jon Camp
Lincoln City Council
City Council Office: 441-8793
Constituent representative: Darrell Podany

----- Message from Kevin & Ruth Mattson <mattson@inebraska.com> on Wed, 04 Aug 2004 16:09:55 -0500 -----

To: jcamp@ci.lincoln.ne.us
Subject LUX School StarTran Bus
: Service

Hello John. We live in Vintage Heights and have learned that the proposed Star Tran bus service to our area is being removed from the city budget for next year. We would like to voice our displeasure with this, as bus service from Vintage Heights to Lux Middle School is needed in this area. We know of other families that could use this service, as LPS does not bus from our neighborhood and there is no SAFE way for our children to get from Vintage Heights to Lux Middle School.

We are not sure your position on this matter but we wanted to let you know that some of your constituents are FOR providing Star Tran bus service to the Vintage Heights area.

Thank you for your time.

Kevin and Ruth Mattson
5930 Arrowwood Road
327-8330

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CAMPJON@aol.com

08/05/2004 07:40 AM

To: mattson@inebraska.com (Kevin & Ruth Mattson)
cc: dpodany@ci.lincoln.ne.us, jray@ci.lincoln.ne.us (City Council)
Subject: Re: LUX School StarTran Bus Service

Kevin and Ruth:

I am 100% in favor of the LUX route.

Jon

--

Jon Camp
Lincoln City Council
City Council Office: 441-8793
Constituent representative: Darrell Podany

RECEIVED
AUG 05 2004
CITY COUNCIL
OFFICE

INTER-DEPARTMENT COMMUNICATION

RECEIVED

AUG 05 2004

TO: City Council Members

DATE: August 5, 2004

CITY COUNCIL
OFFICE

DEPARTMENT: City Council

FROM: Jan Bolin



ATTENTION:
CARBONS TO: City Council Office
Mayor's Office

DEPARTMENT:
SUBJECT: Corrected Budget Book
Pages for PW/U

Due to a programming error, the Budget 2003-04 and the Mayor 2004-05 General Fund Revenue amount for Public Works Engineering Revolving Fund were reported incorrectly in the Mayor's Budget Book (page 7 in the Public Works/Utilities Section). The General Fund Revenue should have been reported as \$327,295 for both Budget 2003-04 and Mayor 2004-05. Some User Fees, Federal Planning Funds and RTSD Funds had incorrectly been included in the General Fund Revenue. This error has been corrected and replacement pages are provided for page 7, page 5 (reflecting the corrected Budget 2003-04 and Mayor's Recommended General Fund Revenue) and page 3 (reflecting the corrected Budget 2003-04 and Mayor's Recommended General Fund Revenue).

	ACTUAL 2002-03	BUDGET 2003-04	MAYOR'S RECOMM. 2004-05	COUNCIL ADOPTED 2004-05
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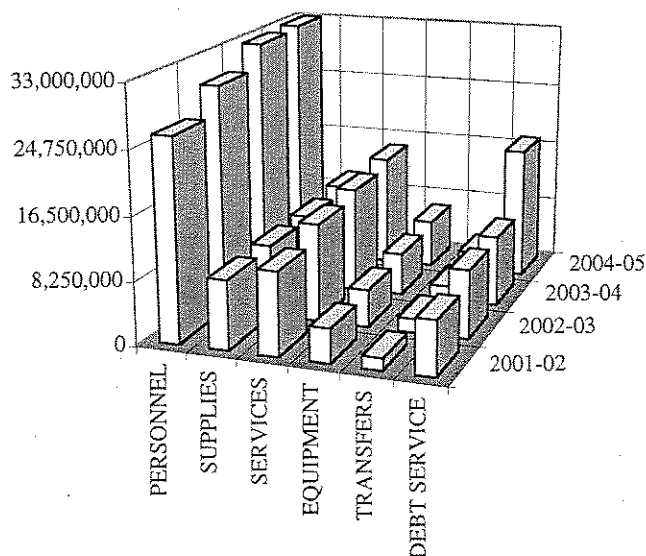
EXPENDITURE SUMMARY				
PERSONNEL	29,771,509	32,754,431	34,725,960	0
SUPPLIES	9,320,403	9,498,899	10,232,471	0
SERVICES	12,802,519	13,809,781	14,801,906	0
EQUIPMENT	4,853,606	5,571,650	6,295,499	0
TRANSFERS	1,748,589	1,743,513	2,396,593	0
DEBT SERVICE	8,837,389	9,170,509	17,459,744	0
	67,334,014	72,548,783	85,912,173	0

REVENUE SUMMARY				
GENERAL FUND		9,222,041	9,682,994	0
FEDERAL		1,070,385	1,256,032	0
SNOW REMOVAL FUND		2,175,823	2,714,473	0
STATE		6,507,511	9,037,612	0
USER FEES		53,573,023	63,221,062	0
		72,548,783	85,912,173	0

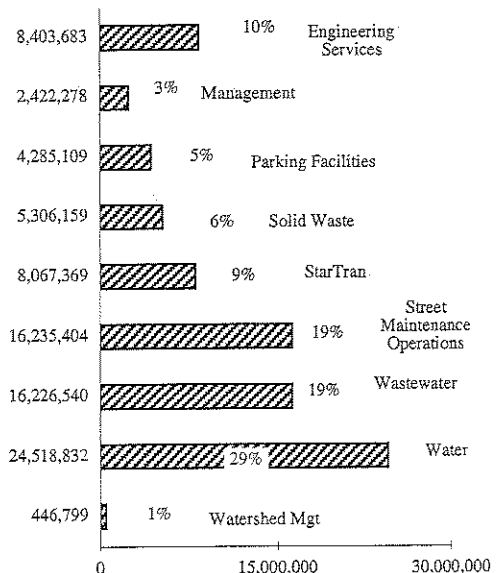
FULL TIME EQUIVALENT EMPLOYEES SUMMARY				
ENGINEERING	93.25	95.25	96.63	0.00
STREET MAINTENANCE	115.88	115.88	115.88	0.00
MANAGEMENT	5.10	6.12	6.57	0.00
PARKING FACILITIES	1.60	1.60	1.60	0.00
SOLID WASTE	28.70	30.20	30.20	0.00
STARTRAN	112.00	112.00	112.00	0.00
WASTEWATER	95.60	95.19	95.44	0.00
WATER	108.63	111.76	112.26	0.00
WATERSHED MGT	0.00	4.75	6.29	0.00
	560.76	572.75	576.87	0.00

P U B L I C & U T I L I T I E S D E P A R T M E N T

EXPENDITURES BY CATEGORY



EXPENDITURES BY DIVISION



	ACTUAL 2002-03	BUDGET 2003-04	MAYOR'S RECOMM. 2004-05	COUNCIL ADOPTED 2004-05
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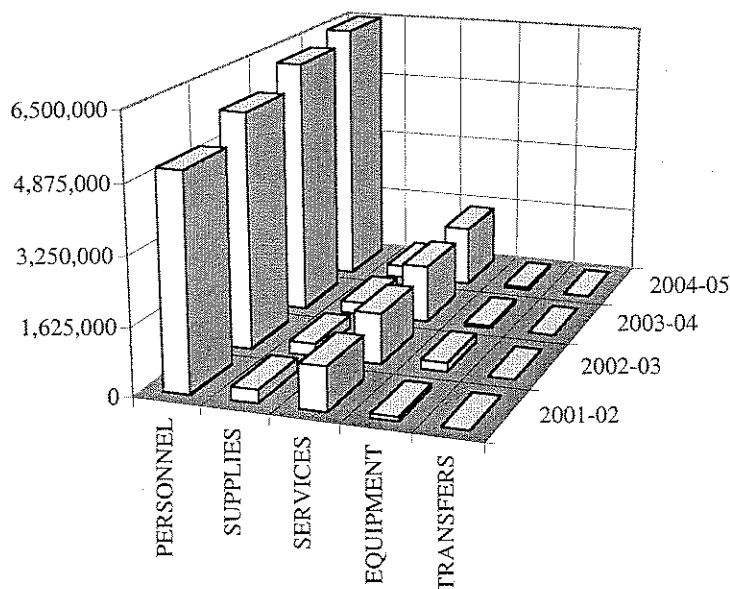
EXPENDITURE SUMMARY				
PERSONNEL	5,718,850	6,239,743	6,595,766	0
SUPPLIES	307,675	294,705	288,955	0
SERVICES	1,210,897	1,389,952	1,466,862	0
EQUIPMENT	206,627	58,900	52,100	0
TRANSFERS	0	0	0	0
	7,444,049	7,983,300	8,403,683	0

REVENUE SUMMARY				
GENERAL FUND		1,878,993	1,963,684	0
ENGINEERING REVOLVING		6,104,307	6,439,999	0
		7,983,300	8,403,683	0

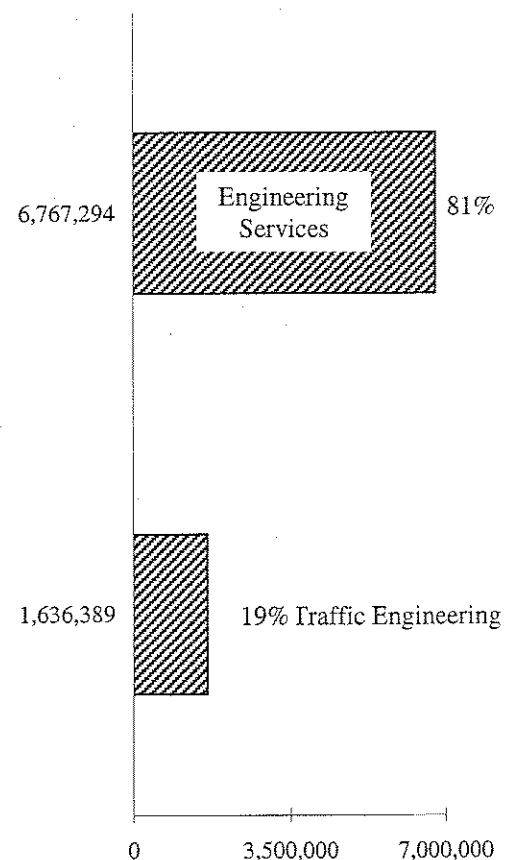
FULL TIME EQUIVALENT EMPLOYEES SUMMARY				
ENGINEERING SERVICES	73.75	74.75	75.30	0.00
TRAFFIC ENGINEERING	19.50	20.50	21.33	0.00
	93.25	95.25	96.63	0.00

ENGINEERING SERVICES DIVISION

EXPENDITURES BY CATEGORY



EXPENDITURES BY DIVISION



PUBLIC WORKS & UTILITIES DEPARTMENT

ENGINEERING REVOLVING FUND

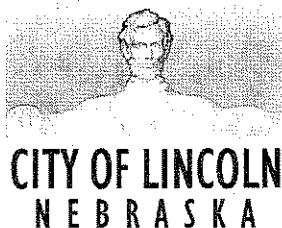
ENGINEERING SERVICES DIVISION

COMMENTS:

1. Added Assoc. Engineer Spec. to assist in HTML (Internet/Web) programming which plays a key role in communications.
2. Moved .45 Antelope Valley Manager to Public Works Management funded from the General Fund.
3. If a General Obligation bond issue is approved to fund a more aggressive capital improvement program, it is anticipated that 2 Assoc. Engineers that are not currently reflected on this page will need to be added in this area during FY 2004-05.

EQUIPMENT DETAIL			ACTUAL	BUDGET	MAYOR	COUNCIL	
	MAYOR	COUNCIL	2002-03	2003-04	2004-05	2004-05	
	2004-05	2004-05	EXPENDITURE SUMMARY				
Computer & Montitor			PERSONNEL	4,873,424	5,288,362	5,576,322	0
Replace/Hardware	19,900	19,900	SUPPLIES	54,382	70,660	72,410	0
Portable Computers	4,200	4,200	SERVICES	810,710	1,013,680	1,070,462	0
Server	9,000	9,000	EQUIPMENT	29,906	58,900	48,100	0
Office Chairs	600	600	TRANSFERS	0	0	0	0
Workstation	4,000	4,000	TOTAL	5,768,421	6,431,602	6,767,294	0
Wall Panels & Chairs	10,400	10,400	REVENUE SUMMARY				
			GENERAL FUND	327,295	327,295		0
			USER FEES	6,104,307	6,439,999		0
			TOTAL	6,431,602	6,767,294		0
			SERVICES SUMMARY				
			Contractual	195,501	257,196	295,323	0
			Travel/Mileage	186,234	218,255	224,400	0
			Print/Copying	21,470	21,600	23,850	0
			Insurance	9,171	14,994	13,047	0
			Utilities	65,368	74,000	76,000	0
			Maint./Repair	51,724	115,460	109,411	0
			Rentals	172,000	177,225	187,025	0
			Miscellaneous	109,242	134,950	141,406	0
			TOTAL	810,710	1,013,680	1,070,462	0
	48,100	48,100					

PERSONNEL DETAIL							
CLASS			EMPLOYEES		BUDGET	MAYOR	COUNCIL
CODE	CLASS	PAY RANGE	03-04	04-05	2003-04	2004-05	2004-05
N 1030	Office Assistant	22,391-31,519	0.75		23,347		
N 1032	Senior Office Assistant	23,986-33,693		0.75		23,659	
N 1034	Office Specialist	25,694-36,022	2.75	2.75	87,384	90,623	
A 1631	Administrative Aide I	27,541-42,503	1.00	1.00	33,593	34,478	
C 2001	Associate Engineering Specialist	30,253-42,788	2.00	3.00	68,666	103,972	
C 2002	Engineering Specialist	35,836-50,466	24.50	23.50	1,122,523	1,102,712	
A 2003	Senior Engineering Specialist	38,750-59,316	24.00	23.00	1,339,103	1,284,441	
M 2006	Associate Engineer	36,957-60,323	2.00	3.00	96,317	150,675	
M 2007	Engineer	40,838-66,632	3.25	4.25	200,127	258,526	
M 2008	Senior Engineer	45,127-73,396	1.00	1.00	66,317	68,313	
M 2019	Engineering Services Mgr	49,836-80,973	5.00	5.00	346,527	352,599	
M 2020	City Engineer	60,885-98,607	1.00	1.00	98,547	98,608	
M 2021	Asst City Engineer	55,099-89,349	0.50	0.50	39,518	42,513	
M 2048	Antelope Valley Manager	60,885-98,607	1.00	0.55	97,356	53,579	
M 2051	Traffic Engineer	55,099-89,349	1.00	1.00	84,293	86,828	
U 4903	Para-Professional/Technical Worker	\$5.90-11.70/hr	4.00	3.00	97,344	73,008	
U 4904	Professional/Tech Worker	\$11.40-19.38/hr	1.00	1.00	23,223	23,712	
U 4985	Internship Trainee	\$7.50-15.00/hr		1.00		24,960	
	Overtime				70,998	83,200	
	Salary Adjustment					91,776	
	Fringe Benefits				1,393,179	1,528,140	0
TOTAL			74.75	75.30	5,288,362	5,576,322	0



NEWS RELEASE

MAYOR COLEEN J. SENG



LINCOLN-LANCASTER COUNTY HEALTH DEPARTMENT

3140 N Street, Lincoln NE 68510 • Phone: 441-8000

Fax: 441-8323 or 441-6229

FOR IMMEDIATE RELEASE: July 29, 2004

FOR MORE INFORMATION: Bruce Dart, M.S., Health Director, 441-8001
Tim Timmons, R.N., Communicable Disease Program
Supervisor 441-8056

RECEIVED
AUG 03 2004
CITY COUNCIL
OFFICE

CONFIRMATORY TEST FINDS EARLIER LANCASTER COUNTY CASE IS NOT WEST NILE

The Lincoln-Lancaster County Health Department reported a human case of West Nile Virus (WNV) infection in Lancaster County on June 15th of this year. Because this was the first human with apparent WNV infection this season, and because all other WNV surveillance systems (birds, mosquitoes, sentinel chicken flocks) had not detected WNV at the time of this initial report, confirmation of the initial laboratory test findings was requested from the Centers for Disease Control and Prevention (CDC). The CDC test results, received this week, failed to confirm the initial test results. The individual who is an adult living in central Lincoln, has recovered. It is believed the individual's illness resulted from some other viral infection.

Although this early report appears to have been a false-alarm, since the time of this report additional evidence has appeared documenting the arrival of WNV in Nebraska. By the start of this week, WNV had been detected in 3 birds, 4 mosquito pools and 1 sentinel chicken in the state.

Humans can be infected with West Nile Virus after being bitten by a mosquito carrying the virus. Prevention of bites is the best way to prevent West Nile disease. People can avoid mosquito bites by limiting their time outside during dawn or dusk, prime times for mosquitos to feed. If you do go outside during these times, wear lightweight long-sleeved shirts and pants and use insect repellants containing DEET, which are effective in keeping mosquitos away. DEET is listed on product labels as N, N-diethyl-m-toluamide or N, N-diethyl-3-methylbenamide. Be aware of the concentration or amount of DEET contained in the products you use.

General Precaution Regarding DEET:

- * DEET products should always be used according to the product's label.
- * Do not use DEET on children under the age of 2 months.
- * Do not use more than 30% DEET concentration on children and infants.
- * Apply DEET sparingly on exposed skin; do not use under clothing.
- * Do not apply DEET on the hands or around the eyes and mouth of young children.
- * Do not use DEET over cuts, wounds or irritated skin.
- * Wash treated skin with soap and water after returning indoors; wash treated clothing.

July 29, 2004

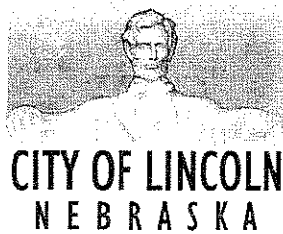
Page 2

John Chess states, "Reducing the number of mosquito breeding sites can make a significant difference in keeping the mosquito population down. A simple way to reduce the mosquito population is by eliminating standing water on your property. Empty water pet dishes daily and bird baths weekly. Store tires, bucket and containers for recyclables where they cannot collect water. Maintain rain gutters, garden ponds and dump wading pools daily. Taking action now can reduce the number of mosquitos later."

The West Nile virus is not passed from person to person. Most people who have been bitten do not get sick. If symptoms occur, they are usually mild and may include fever, headache, body aches, sore throat, fatigue, rash and swollen glands with complete recovery. In occasional cases, a person can experience more serious symptoms such as rapid onset of high fever, confusion, tremors, stiff neck, paralysis and swelling of the brain. Death has occurred in some individuals infected with West Nile Virus.

For more information on West Nile Virus, go to the following website:

[<http://interlinc.ci.lincoln.ne.us/city/health/environ/westnile.htm>]. This website also has links to the Nebraska Department of Health and Human Services and the U.S. Centers for Disease Control and Prevention web sites on West Nile Virus.



NEWS RELEASE

MAYOR COLEEN J. SENG



LINCOLN-LANCASTER COUNTY HEALTH DEPARTMENT

3140 N Street, Lincoln NE 68510 • Phone: 441-8000

Fax: 441-8323 or 441-6229

FOR IMMEDIATE RELEASE: July 29, 2004
FOR MORE INFORMATION: Scott Holmes, 441-8040
Brian Baker, Health Educator, 441-8046

RECEIVED
AUG 03 2004
CITY COUNCIL
OFFICE

PARTNERING TO PREVENT FAMILY SWIMMING POOL DROWNINGS

Much like every summer, family swimming pools have literally popped-up all over Lincoln. However, this year, many of the newer pools are deep enough to pose a serious risk for drowning for children. While the enjoyment and relaxation these pools provide on a hot summer day are appreciated, it is critically important that the public is aware of the potential for drowning and injury associated with using and/or owning one of these pools.

The local Injury Surveillance System data indicate that 166 Lancaster County children were treated in emergency rooms for near-drowning injuries from 2000 through 2002. Fourteen of these near-drownings occurred in swimming pools. The National SAFE KIDS Campaign reports that the average cost for a near-drowning injury is \$75,000, and that as many as 20% of near-drowning survivors suffer severe, permanent neurological disabilities.

The Lincoln-Lancaster County SAFE KIDS Coalition and the Lincoln-Lancaster County Health Department are joining forces to make residents aware of these dangers and their consequences.

To aid in this effort, local swimming pool retailers will be asked to display placards and informational brochures providing swimming pool safety tips and information on Lincoln Municipal Code (LMC) Chapter 8.36 throughout the summer and again in the Spring and Summer of 2005.

LMC 8.36, Family Swimming Pools, requires:

- Pools having a depth of eighteen (18) inches or more be completely surrounded by a fence at least 48 inches (4') high;
- Doors and gates must be self-closing and self-latching.

For pools with sidewalls greater than four feet (4') high, contact the Lincoln-Lancaster County Health Department at 441-8022 for specific requirements. For a copy of the complete ordinance, go to <http://ci.lincoln.ne.us/city/attorn/lmc/ti08/ch836.pdf>, or contact the Health Department or the American Red Cross at 441-6389.

-more-

"The ordinance is in place to prevent drowning injuries and deaths. We want to be sure the public is aware of this ordinance and takes action to protect children," says Scott Holmes, Manager of Environmental Public Health at the Health Department. Holmes indicates that proper fencing is one of the best ways to prevent drownings. Property owners without adequate fencing will be asked to either put up a fence or remove the pool.

Mary Matthiessen, Chair of the Lincoln-Lancaster County SAFE KIDS Coalition's Water Safety Task Force says, "The rising popularity of these deeper, family pools greatly increases the potential for young children to suffer drowning-related injuries. The community must be proactive in its effort to prevent these tragedies. The life of a child is a tragic price to pay for neglecting to take reasonable prevention measures."

Attention

Swimming Pool Owners:

The City of Lincoln requires the following for family swimming pools having a depth of 18 inches or more:

- Pool must be completely surrounded by a fence or wall at least 4 feet high, no openings, holes or gaps larger than 4 inches except for doors and gates. If using a picket fence, vertical pickets must be less than 4 inches apart or chain links no larger than 1 3/4 inches, so a child can not climb. A house or accessory building may be included as part of your enclosure.

- All gates or doors must be equipped with a self-closing and self-latching device. Homes and building doors need not be so equipped.

Persons within the city, either as owner, purchaser, or tenant, who have a family swimming pool with a depth of 18 inches or more and fail to provide and maintain a proper fence or wall are subject to penalties.

Contact the Lincoln-Lancaster County Health Department for further information, 441-8000.

Lincoln City Municipal Code

8.36.020 Every family swimming pool having a depth of eighteen inches or more shall be completely surrounded by a fence or wall not less than four feet in height, which shall be so constructed as not to have openings, holes, or gaps larger than four inches in any dimension except for doors and gates; and if a picket fence is erected or maintained, the horizontal dimension shall not exceed four inches. A dwelling house or accessory building may be used as part of such enclosure. If the pool is constructed wholly or partially above ground level, that part of the pool wall which is out of the ground may be included as part of the fencing height requirement; provided that the ground is level or slopes away from the pool for at least three feet from the pool wall.

All gates or doors opening through such enclosure shall be equipped with a self-closing and self-latching device for keeping the door securely closed at all times when not in actual use, except that the door of any dwelling which forms a part of the enclosure need not be so equipped.

On above-ground pools where the pool wall makes up the pool enclosure, the entrance into the pool must either be enclosed in a fence with gate, both of which meet the requirements previously stated, or the entrance to the pool must be by use of a limited access ladder which has provisions for making entry to the pool inaccessible when the pool is not in use.

It shall be unlawful for any person in possession of land within the city, either as owner, purchaser, lessee, or tenant, upon which is situated a family swimming pool having a minimum depth of 18 inches to fail to provide and maintain such fence or wall as herein provided. If a limited access ladder is used, it shall be unlawful for said person to allow the ladder to be left in a useable position when the pool is not in use. Any such family swimming pool in existence on the date this chapter becomes effective shall, within thirty days from such effective date, enclose such pool with a fence or wall as herein provided. (Ord. 15564 §2; May 14, 1990: P.C. §8.66.020: Ord. 14264 §1; November 18, 1985: prior Ord. 7243 §2; August 1, 1960).

Swimming Pool Safety

Prevent Drownings in Family Pools

Each year, 300
toddlers die in
residential
swimming pool
drownings.



PUBLIC Every One.
HEALTH Every Day.
Every Where.

Preventing Drowning Injuries:

Drowning is the second leading cause of unintentional injury-related death among children in the United States ages 1 to 14 and the leading cause of unintentional injury-related death among children ages 1 to 4.

Drowning usually occurs quickly and silently. Childhood drownings and near-drownings can happen in a matter of seconds and typically occur when a child is left unattended or during a brief lapse in supervision. Two minutes following submersion, a child will lose consciousness. Brain damage occurs after four to six minutes and determines the survival of a child. The majority of children who survive are discovered within two minutes following submersion. Most children who die are found after 10 minutes. Nearly all who require cardiopulmonary resuscitation (CPR) die or are left with severe brain injury.

The key to preventing these tragedies is to have layers of protection. This includes placing barriers around your pool to prevent access, using pool alarms, closely supervising your child and being prepared in case of an emergency.

The American Academy of Pediatrics and the National SAFE KIDS Campaign offer these tips to prevent drowning:


- Never leave a child unsupervised in or near the pool, even for a minute.
- Completely enclose pool by installing a 4-foot high, four-sided fence with self-closing and self-latching gates.
- Never prop open the gate or leave toys in and around the pool.
- Never completely rely on a personal flotation device (PFD) or swimming lessons to protect a child. Do not let your child use air-filled "swimming aids" because they are not a substitute for approved life vests and can be dangerous.
- Learn CPR and keep rescue equipment (such as a shepherd's hook or life preserver), a telephone, and emergency numbers poolside. Stay within arm's length of your child and avoid distractions. Do not answer the phone while your child is in the pool.
- Never dive into an above ground pool and be sure of the water depth in any pool.
- After the children finish swimming, secure the pool (gates closed and locked and pool covered) so they can't get back into it.
- Always keep your fence in good repair and gates, doors and window locks in good working condition.
- Always leave your filter covered so small children can not get in to it.
- Clean the edge and inside of the pool regularly to prevent slips.

Drowning Statistics

- 166 Lancaster County children were treated in emergency rooms for near-drowning injuries from 2000 - 2002.
- Near-drownings have high case fatality rates. Fifteen percent of children admitted for near-drowning die in the hospital.
- Approximately 20% of near-drowning survivors suffer severe, permanent neurological disabilities.
- More than half of residential swimming pool drownings occur in the child's home pool, and one-third occur at the homes of friends, neighbors or relatives.
- 77% of the children drowning had been seen 5 minutes before being missed and then were discovered in the pool.
- In 2002, nearly 2,700 children in the United States ages 14 and under were treated in hospital emergency rooms for unintentional drowning-related incidents.
- Average cost for a near-drowning injury is \$75,000 according to the National SAFE KIDS Campaign.

MEMORANDUM

TO: City Council
Lancaster County Board of Commissioners
Mayor Seng
Planning Commission

FROM: Marvin Krout, Planning Director 

SUBJECT: Lincoln Housing Costs

DATE: August 2, 2004

COPIES: Mayor's Office, Development Community, Public Works and Planning Staff

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OFFICE

Over the past few months there has been much discussion on the cost of housing in Lincoln and Omaha. The purpose of this memorandum is to provide information on housing sale price trends for Lincoln and the Omaha area between 1998 and 2003.

The attached information shows reported sale prices for existing, new and all house sales in Lincoln and the Omaha area. For 2003, the average existing house sale price (see Table 1) was almost \$6,000 higher in the Omaha area, while the median house sale price was reported to be \$242 higher in Lincoln. New house sale prices exhibit a much greater difference (see Table 2). The difference between average new house sale prices in the Omaha area, compared to Lincoln rose from \$31,000 in 1998 to \$54,000 in 2003. For 2003, the average new house sale price was \$194,024 in Lincoln, and \$248,469 in the Omaha area - a difference of over \$54,000.

When existing and new house sales are combined (see Table 3), the average sale price of all houses in Lincoln was reported as \$149,308, while in the Omaha it was \$163,235, in 2003.

This information is from the Multiple Listing Service (MLS), operated by the Realtor associations in Lincoln and Omaha. The MLS receives information from reported house sales from member Realtors. Not all housing transactions are reported to the MLS - as some new and existing home sales are sold directly to buyers without the use of a Realtor. Also, a MLS may collect and report sales data differently than the other MLS. For example, the Lincoln figures are for single family houses while the Omaha figures include single family attached units. The Omaha numbers do not reflect the full cost of new and newer housing in that any special assessments for subdivision improvements are additional to the sales prices. Both of these differences would tend to understate the cost of housing in Omaha compared to Lincoln.

I:\ECON_DEV\Lincoln Housing Costs.wpd

Comparison of Lincoln and Omaha Housing Costs, 1998-2003

July 14, 2004

Table 1: Existing House - Average and Median Sale Price

Year	*Lincoln		**Omaha Area		Difference	
	Avg. Sale \$	Median \$	Avg. Sale \$	Median \$	Avg. Sale \$	Median \$
1998	110,000	94,000	117,337	99,464	(7,337)	(5,464)
1999	110,640	96,000	123,068	103,714	(12,428)	(7,714)
2000	116,725	103,000	133,250	113,590	(16,525)	(10,590)
2001	123,731	109,000	130,909	113,565	(7,178)	(4,565)
2002	130,204	115,000	137,060	118,164	(6,856)	(3,164)
2003	138,319	122,000	144,266	121,758	(5,947)	242

*MLS Areas 11- 47; detached, single family residential only

** Omaha Area includes Douglas and surrounding Counties; detached and attached single family

Table 2: New House - Average and Median Sale Price

Year	*Lincoln		**Omaha Area		Difference	
	Avg. Sale \$	Median \$	Avg. Sale \$	Median \$	Avg. Sale \$	Median \$
1998	167,208	157,948	198,730	174,963	(31,522)	(17,015)
1999	175,558	163,455	216,964	197,917	(41,406)	(34,462)
2000	182,589	166,384	219,037	202,367	(36,448)	(35,983)
2001	178,158	162,000	213,890	200,948	(35,732)	(38,948)
2002	185,217	167,553	226,129	206,885	(40,912)	(39,332)
2003	194,024	177,648	248,469	229,934	(54,445)	(52,286)

*MLS Areas 11- 47; detached, single family residential only

** Omaha Area includes Douglas and surrounding Counties; detached and attached single family

Table 3: All House Sales - Average Sale Price

Year	*Lincoln	**Omaha Area	Difference	
	Avg. Sale \$	Avg. Sale \$	Avg. Sale \$	
1998	115,804	125,679	(9,875)	lower
1999	119,315	137,188	(17,873)	lower
2000	127,346	147,388	(20,042)	lower
2001	132,868	143,041	(10,173)	lower
2002	140,729	150,542	(9,813)	lower
2003	149,308	163,235	(13,927)	lower

*MLS Areas 11- 47; all residential property types except mobile homes

** Omaha Area includes Douglas and surrounding counties; detached and attached single family

Sources:

© 2004 REALTORS® Association of Lincoln, Multiple Listing Service, Inc.

© 2004 Great Plains REALTORS® Multiple Listing Service, Inc.

MEMORANDUM

TO: City Council
Lancaster County Board of Commissioners
Mayor Seng
Planning Commission

FROM: Marvin Krout, Planning Director 

SUBJECT: Residential Land Inventory & Single Family Lots

DATE: August 2, 2004

COPIES: Mayor's Office, Development Community, Public Works and Planning staff

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Overall Supply

As of July 1, 2004, there was the potential for over 53,000 dwelling units within the 2025 future service limit for Lincoln. (See attached chart titled Residential Land Inventory Review) This is nearly a 50% increase over the total number of units within Lincoln today. However, the majority of these units are without infrastructure.

The draft Capital Improvement Program (CIP) proposes to substantially increase water, sanitary sewer and street construction during the next six years in order to increase the supply of land with services. As of July 1, 2004, development accommodating a total of approximately 11,300 new dwelling units was in process. Most of the land for these units has utilities nearby or planned for in the near term.

Single Family Lots

Of these units in process, **5,316** were for single family detached homes. The single family lots in process can be broken down into 2,221 lots that were final platted; 1,945 that had been approved through a preliminary plat, but not yet final platted and 1,150 in process of preliminary approval, but not yet platted.

The second chart displays the number of units based on building permits issued each year from 1989 to 2003. The 5 year average for single family homes is 1,202 per year. Due to a large number of permits in 2003, the 3 year average is 1,318 per year. Thus, based on our average over the last 3 to 5 years, we have about a 4 to 4 and ½ year supply of single family lots approved or in process. So far in the first six months of 2004, building permits for 628 single family homes were approved, which is on track for a total of approximately 1,250 to 1,300 for the year. The overall inventory of single family lots fell 413 from the previous total of 5,729 in March 2004, and has fallen 686 from the total of 6,002 in July 2003. Also note that the supply of multi-family units has seriously declined, though the demand for apartments has temporarily lessened.

Looking ahead for the next six months, there are a several new subdivisions under discussion. However, many of these may not be able to build in 2005 due to limitations in sanitary sewer capacity. There are a few subdivisions under discussion, such as N. 84th and Adams and N. 14th and Alvo Road where sewer capacity is not an issue, that could come forward soon.

City Council approval of the proposed financing for sanitary sewer and water construction in this year's budget as well as approval by the voters the general obligation bond for arterial streets is important in order to keep the supply of lots from lowering even more in the next few years.

I:\SHORT\STEVE\Residential\residential land inventory memo July 28 2004.ssh.wpd

Residential Land Inventory Review

July 28, 2004

	July 2004	March 2004	July 2003	Jan 2003	Sept 2002	July 2001	Jan 2001	July 2000	July 1999	July 1998	July 1997	Sept. 1995	Jan 1992	Jan. 1991	Jan. 1990	Jan. 1983
Single Family/Attached/Duplex																
Final Platted	3,097	3,061	3,048	3,000	2,866	3,655	3,693	3,016	2,403	2,194	2,254	2,127	2,344	2,716	3,256	n/a
Preliminary Platted	2,323	2,773	2,974	3,669	4,060	2,331	2,653	1,747	2,249	2,572	2,965	2,372	1,845	1,650	n/a	n/a
Submitted Prelim	1,817	1,593	1,593	588	765	1,355	1,500	3,741	2,933	1,270	n/a	n/a	n/a	n/a	n/a	n/a
Total Final, Prelim & Submitted	7,237	7,427	7,555	7,257	7,691	7,341	7,846	8,504	7,585	6,036	5,219	4,499	4,189	4,366	3,256	0
Multi-Family Units																
Final Platted	1,672	1,766	1,886	1,687	1,687	1,641	1,588	1,506	2,069	2,370	2,370	1,314	668	818	623	n/a
Preliminary Platted	1,754	2,128	2,852	3,074	3,049	2,487	2,639	2,287	2,195	2,223	2,558	2,245	3,190	2,996	n/a	n/a
Submitted Prelim	675	675	755	401	546	869	869	1,290	1,583	994	n/a	n/a	n/a	n/a	n/a	n/a
Total Final, Prelim & Submitted	4,101	4,569	5,493	5,162	5,282	4,997	5,096	5,083	5,847	5,587	4,928	3,559	3,858	3,814	623	0
All Units In Plat Process																
Final Platted	4,769	4,827	4,934	4,687	4,553	5,296	5,281	4,522	4,472	4,564	4,624	3,441	3,012	3,534	3,879	7,822
Preliminary Platted	4,077	4,901	5,826	6,743	7,109	4,818	5,292	4,034	4,444	4,795	5,523	4,617	5,035	4,646	5,077	11,324
Submitted Prelim	2,492	2,268	2,288	989	1,311	2,224	2,369	5,031	4,516	2,284	n/a	n/a	n/a	n/a	n/a	n/a
Total Final, Prelim & Submitted	11,338	11,996	13,048	12,419	12,973	12,338	12,942	13,587	13,432	11,623	10,147	8,058	8,047	8,180	8,956	19,146
Potential Units on Raw Land	41,930	40,724	42,106	43,822	43,821	24,633	24,260	24,706	29,952	30,963	17,755	14,832	12,131	12,999	14,280	8,324
Grand Total of Possible Units	53,268	52,720	55,154	56,241	56,794	36,971	37,202	38,293	43,384	42,586	27,902	22,890	20,178	21,179	23,236	27,470

	July 2004	March 2004	July 2003	Jan 2003	Sept 2002	July 2001	Jan 2001	July 2000	July 1999	July 1998
Single Family ONLY										
Final Platted	2,221	2,261	2,346	2,383	2,217	2,817	2,847	2,291	1,972	1,799
Preliminary Platted	1,945	2,226	2,431	2,871	3,215	2,050	2,372	1,435	1,911	2,084
Submitted Prelim	1,150	1,242	1,225	425	603	1,045	1,167	3,134	2,399	1,094
Total Final, Prelim & Submitted	5,316	5,729	6,002	5,679	6,035	5,912	6,386	6,860	6,182	4,977

11:shortstave/resident/vacresum wk4

Notes: -Starting in July 1998, proposals submitted, but not yet approved were counted separately from "potential units on raw land."

- "Potential Units on Raw Land" means land inside the "Future Service Limit" of the Comprehensive Plan, but not upon which a plat has not yet been submitted or approved.

- Grand Total is the sum of "potential units on raw land" plus all final, preliminary approved and submitted dwelling units.

Source: Lincoln/Lancaster County Planning Department

**Number of New Construction Dwelling Units,
Based on Building Permits Issued in City of Lincoln
Fifteen Year Period: 1989-2003**

	2003	2002	2001	2000	1999	1998	1997	1996	1995	1994	1993	1992	1991	1990	1989
Single Family	1,565	1,281	1,108	1,041	1,015	996	814	812	741	902	876	1,010	926	821	827
Sing. Fam. Attached	533	256	260	272	199	187	243	155	178	177	107	102	95	129	94
Duplex	52	60	64	58	34	54	102	62	40	36	58	42	30	54	28
Multi-Family	260	540	319	381	489	622	1,010	1,168	919	761	524	221	464	1,113	830
Total	2,410	2,137	1,751	1,752	1,737	1,859	2,169	2,197	1,878	1,876	1,565	1,375	1,515	2,117	1,779

Average Per Period

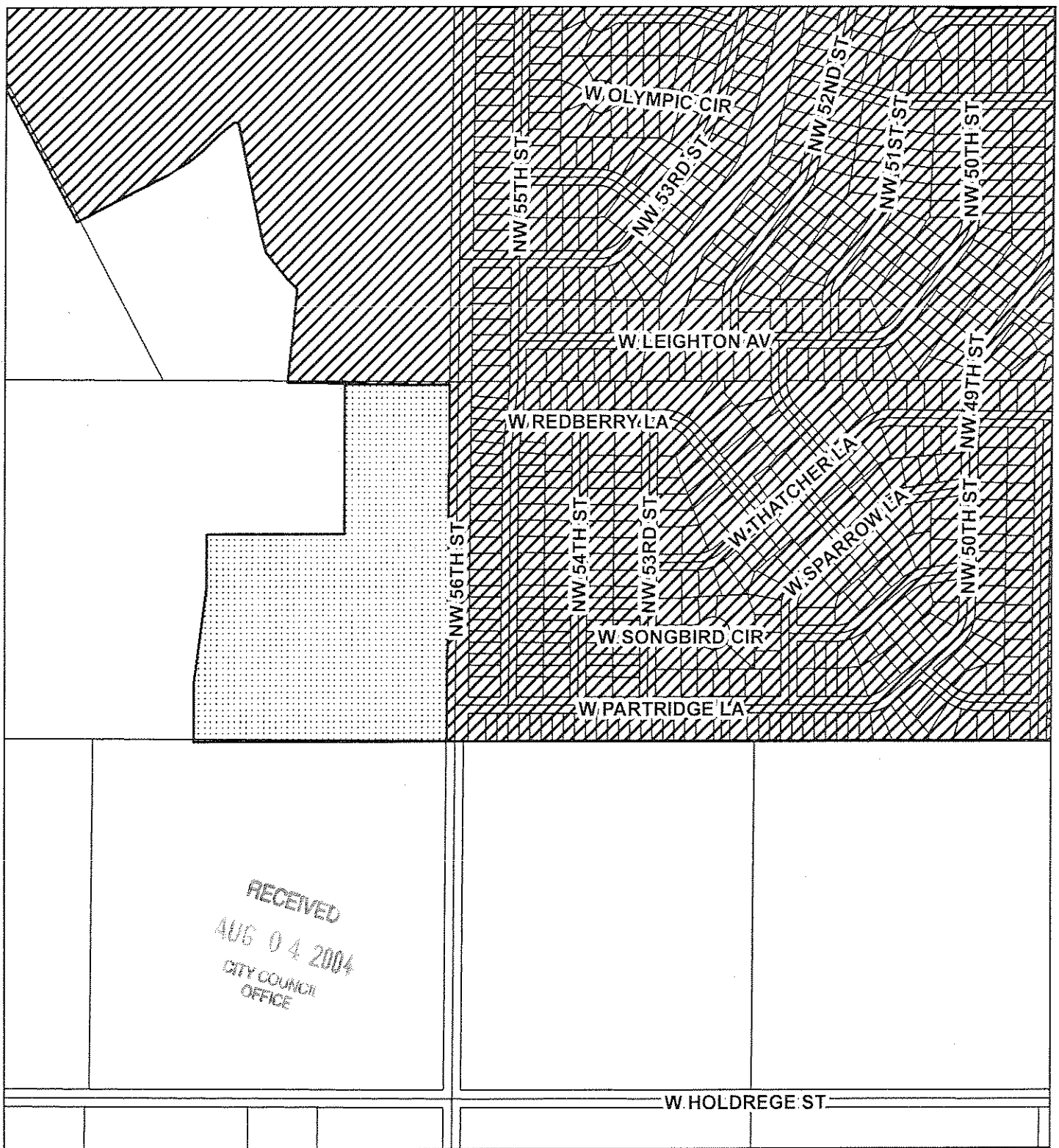
	3 Year	5 Year	10 Year	15 Year
Single Family	1,318	1,202	1,028	982
Sing. Fam. Attached	350	304	246	199
Duplex	59	54	56	52
Multi-Family	373	398	647	641
Total	2,099	1,957	1,977	1,874

Note: Based on building permits issued, not actual construction and occupancy. There are some permits issued, particularly in multi-family, that are never built.

- Year is based on date permit issued, not date of completion and occupancy
- "Single Family" is a single family detached unit on a single lot.
- Single Family attached is defined as one dwelling unit on a single lot attached by a common wall to one or more other dwelling units.
- Duplex is two dwelling units built on one lot.
- Multi-family is three or more units built on a single lot, typical of apartments or condominiums.



Source: Lincoln/Lancaster County Planning Department (February 16, 2004)

i:\short\stvelresidential\bus by year.123

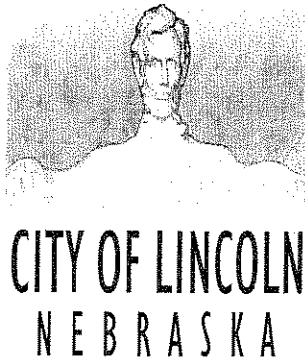


Annexation by Ordinance
Ordinance No. 18400
Effective: July 27, 2004
20.9 Acres



-  Area of Annexation
-  Current City Limit

0 250 500 750 1,000
Feet



PUBLIC WORKS & UTILITIES ADVISORY

MAYOR COLEEN J. SENG

www.ci.lincoln.ne.us

South 14th Street; Old Cheney - Pine Lake

Project No. 701306

August 4, 2004

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OFFICE

The area is changing again! Starting after 9:00 a.m. on Friday, August 6th, access to and from the YMCA and Library will be from the north only on Old Cheney. The contractor's plan is to have two-way traffic on the west half of the new 14th Street. The intersections of Aberdeen, Thunderbird, and Old Farm will open shortly after the paving has been placed and cured. Mockingbird Estates residents will have access only from Pine Lake Road until the roadway on the west half has been placed. The contractor's plan is to have two lane traffic from Old Cheney to Pine Lake the week of August 23rd weather permitting.

Charlie Wilcox
Senior Engineering Specialist
Public Works & Utilities
531 Westgate Boulevard, Suite 100
Lincoln, NE 68528
(402) 441-7532
cwilcox@lincoln.ne.gov

INTEROFFICE MEMORANDUM

RECEIVED
AUG 04 2004
CITY COUNCIL
OFFICE

TO: Mayor Seng
& City Council Members

FROM: Clinton W. Thomas

DEPARTMENT: City Council Office

DEPARTMENT: Real Estate Division

ATTENTION:

DATE: August 3, 2004

COPIES TO: Joan Ross
Marvin Krout
Dana Roper
Byron Blum

SUBJECT: Street & Alley Vacation No.03017
West 20 feet of 24th Street; U Street
to Vine Street; and the North 15 feet
of U Street; 23rd to 24th Street

A request had been made to vacate a portion of U and 24th Streets running northerly and westerly from the intersection of 24th and U Streets. The Planning staff report has indicated Public Works and Alltel have requested easements be retained over the entire area to be vacated for existing and future utilities. This writer's conversations with those entities indicated easements may not be necessary over that portion of U Street being vacated west of the existing 24th Street right-of-way line. As such, the value of the area to be vacated is estimated on the basis of easements being retained over that portion of 24th Street to be vacated, but no easements being retained over the U Street portion of the vacation west of the existing westerly right-of-way line of 24th Street.

Recent appraisals of the adjoining property for the City's Vine Street Widening Project indicated the value of the abutting properties to be \$5.00 per square foot. It is estimated easements retained along the 24th Street right-of-way would diminish that value by 50% of the underlying fee value. The petitioners have asked the right-of-way to be vacated be traded for right-of-way needed for the Vine Street Widening Project. It is recommended this be done for all the area being vacated with the exception of the west 50 feet of the portion of U Street being vacated. The property abutting this portion was not affected by the Vine Street Widening Project so it is believed they should pay for the right-of-way to be vacated at the values shown below

Since the zoning in this area is designed for high-density, residential use, we must also consider the value of additional units that could be built once the vacated street right-of-way is assembled into the larger parcels. In the case of the property abutting 24th Street, there would be a net gain of approximately 6 units over that which could have been built prior to the Vine Street Widening Project. The value of these additional units is considered to offset the difference in value between the vacated street right-of-way and the estimate of damages as appraised for the Vine Street Widening Project.

It is recommended, if the area be vacated, that portion of U Street and vacated 24th Street adjacent to Lots 4 and 5, Block 3, Hawley's Addition, and Lots A, B, and C, Kelly's Subdivision, be exchanged for the right-of-way needed for the Vine Street Widening Project.

While the lot adjacent to the westerly 50 feet of U Street will not gain any additional units of density, it will have the benefit of increasing the area of the lot to exceed the minimum lot size to be a legal lot. Therefore, it is also recommended, if the area be vacated, the westerly 50 feet of the portion of U Street to be vacated be sold to the abutting property owner.

It would be expected that an abutting owner would not pay full value for a small parcel such as this that would not add any density to the site, but would be willing to pay 30% - 35% of the value of the abutting land. In this case, 35% of the abutting land value would be \$1.75 per square foot. The calculations are as follows:

750 sq. ft. X \$1.75/sq. ft. = \$1,312.50 called \$1,300

Street & Alley Vacation No.03017
page 2

It is further suggested that easements only be retained over the 24th Street portion of the area to be vacated. If additional easements are to be retained, the value should be re-estimated.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Clinton W. Thomas".

Clinton W. Thomas
Certified General Appraiser #990023

dge

INTEROFFICE MEMORANDUM

TO: Mayor Seng
& City Council Members

FROM: Clinton W. Thomas

DEPARTMENT: City Council Office

DEPARTMENT: Real Estate Division

ATTENTION:

DATE: July 30, 2004

COPIES TO: Joan Ross
Marvin Krout
Dana Roper
Byron Blum

SUBJECT: Street & Alley Vacation No. 04009
North 58th Street; Colfax Avenue to
Murdock Trail

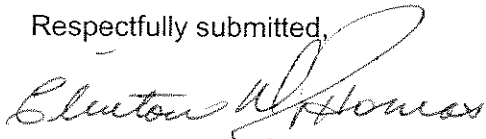
A request had been made to vacate a portion of 58th Street lying north of Colfax Avenue. The area was viewed and appears as open, grass area blending into the vacant adjoining lots. There was no physical evidence of any utilities, but Public Works has indicated the existence of water mains within the area to be vacated. Along with Lincoln Electric System, they have requested easements be retained over the entire area for existing and future utilities.

While the area of the street to be vacated is sufficient in size to provide a small, buildable lot; the retention of utility easements would preclude any of the area being buildable. Therefore, dividing the lot and selling it in halves will not detract from value. Since the area is unbuildable, it is considered to have value only as assemblage into the abutting property where it will take on the value of the area into which it assembled. It is expected a prospective buyer would not pay 100% of the value they expect to have once the property is assembled; however, a value in the range of 30% to 35% of the abutting land value would be considered to be reasonable. In this case, the abutting land value is estimated in the range of \$2.50 to \$3.00 per square foot. Using, a value of 1/3 of the estimated abutting land value of \$2.75 would give a reasonable value to the area to be vacated in this writer's opinion. The calculations are as follows:

$$9,480 \text{ sq. ft.} \times \$2.75/\text{sq. ft.} \div 3 = \$8,690$$

Therefore, it is recommended, if the area be vacated, it be sold to the abutting property owners for \$8,690.00, or \$4,345.00 for each half.

Respectfully submitted,



Clinton W. Thomas
Certified General Appraiser #990023

dge

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AUG 04 2004
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OFFICE



Joan V Ray

07/30/2004 02:10 PM

To: <jlosito@sunvalleylanes.com>

cc: <council@ci.lincoln.ne.us>

Subject: Re: From Sun Valley Lanes in response to proposed legislation

Dear Mr. Losito: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Joan V. Ray

City Council Office

555 South 10th Street

Lincoln, NE - 68508

Phone: 402-441-6866

Fax: 402-441-6533

e-mail: jray@ci.lincoln.ne.us

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JUL 30 2004

CITY COUNCIL
OFFICE

"John Losito" <jlosito@sunvalleylanes.com>



"John Losito"

<jlosito@sunvalleylanes.com>

To: <council@ci.lincoln.ne.us>

cc:

Subject: From Sun Valley Lanes in response to proposed legislation

07/30/2004 02:09 PM

Please respond to jlosito

Dear Lincoln City Council,

I have reviewed the proposed legislation in regards to the proposed changes involving bowling centers and 'teen night' events and would like to comment on it.

To be perfectly honest, I have been running a teen night event for 8 years. You probably were not aware because I have not had any problems running these events because, in my opinion, I run them properly. I run teen nights in the summer, on Tuesday evenings from 9:30pm-11:30m. I have never allowed any smoking or alcohol during these events (anywhere in the building) and I always have an off-duty sheriff working during these events. If any youth leaves during the event, they may not re-enter.

Although I am obviously in business to make money, my belief in hosting these events is that is a 'community-involvement' activity designed to keep the youth of our city involved in an activity that helps keep them out of trouble. I only charge \$5/person for 2 hours of bowling with shoe rental included. Normally, this would cost \$12.50/person, but my thought is that if I keep the cost low I allow two things to happen. First, lesser fortunate kids may be able to afford to pay for the event. Second, that maybe some of these kids will have enough additional money to pay for food or pop from my snack bar. I play clean, edited music and utilized the tens of thousands of dollars worth of special effect lighting and sound equipment that I have purchased over the years to help create the fun atmosphere that teens would like to have.

It doesn't seem appropriate to me to charge me a permit fee to host each of these events. Granted the \$5 is a trivial amount of money, but, I am already paying occupational tax to run my business. Why am I being charged to do something that is providing a postive atmosphere for our area's youth??? I could make more money by keeping my lounge open and having

another adult event during this time, and I would save on the expense of keeping an off-duty sheriff here if this was about the money to me. It's not. I am also the Commissioner of the state high school bowling federation and I devote a large amount of my time in youth activities. This permit seems like another pain that I really don't want to deal with. Besides, what's next, a permit for a college event? A permit for a high school post-prom event? A permit for a youth league?

Also, I have concerns regarding the wording involving 'no events from 12am-8am'. Usually I host at least one high-school post prom event each year and this wording seems to be vague where it might cause me to not be able to run these events. Doesn't it seem rather odd that city council might prevent a high-school from having an event that is designed solely to provide a place for the kids involved to go and party in a safe, alcohol-free environment?

Finally, please remove 'alley' from the legislation and change it to 'center'. I have literally spent a half-million dollars remodeling the center over the last several years. Sun Valley Lanes is not a 'bowling alley'.

Those are my concerns regarding the legislation. Please call me at 475-3469 ext. 44 if you have any questions.

Thank you very much for your consideration,

John Losito, Sun Valley Lanes
402-475-3469 ext. 44

It would mean me
greatly if you folks
would adopt the Defense
of Liberty resolution.

It's frightening to think
of how our civil rights
are being eroded. All
that secrecy can breed
Corruption.

Thanks for all your hard
work on my behalf.

Norma Fleisher



Ms. Norma J. Fleisher
1216 N. 24th Street
Lincoln, NE 68503-1705

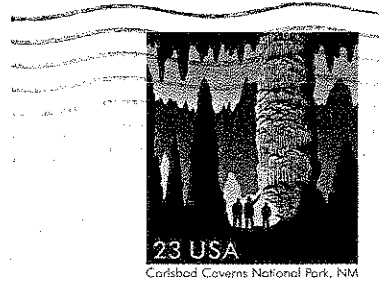


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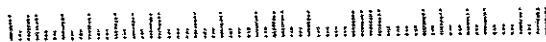
AUG 02 2004

CITY COUNCIL
OFFICE

Lincoln City Council
555 North 10th Street
Lincoln NE 68508



68508-1705





Peggy Struwe
<pstruwe@unlnotes01.
unl.edu>

08/02/2004 11:09 AM

RECEIVED
AUG 02 2004
CITY COUNCIL
OFFICE

To: ckielty@neb.rr.com, CKielty@ci.lincoln.ne.us,
jstruwe@neighborhoodsinc.org, pburn82639@aol.com,
victoria@cooperfoundation.org, timdfrancis@aol.com,
jmcarter@consumleg.com, jmcarter@libertygospel.com,
connersAA@aol.com, dlandis@unicam.state.ne.us,
Lois.Leapaldt@alltel.com, tuland@neighborhoodsinc.org,
rachelmurrayusa@netscape.net, betsylue.tolliver@us.army.mil,
dwsfish@aol.com, WalteRinne@redjellyfish.net, cg42107@navix.net,
dennis@mathiaslink.com, dmvdumas@yahoo.com, cdumas@lps.org,
dmcgee@lancjes2.ci.lincoln.ne.us, llenz@lps.org,
daryllez@hotmail.com, daryl.lenz@Pfizer.com,
astone59@earthlink.net, astone@lps.org, cityimpact@lnebraska.com,
PatteNewman@neb.rr.com, slarrick1@unl.edu,
deisloeffel@neb.rr.com, little-red-hen@juno.com, kkad25@cox.net,
jlvidlak@inetnebr.com, Remalone36@aol.com, janomt@juno.com,
kabourezk@journalstar.com, whjermstad@ci.lincoln.ne.us,
dmichael@ci.lincoln.ne.us, ezimmer@ci.lincoln.ne.us,
lpd429@cjis.ci.lincoln.ne.us, council@ci.lincoln.ne.us,
jwiebel@juno.com, dwiebel@juno.com, LorenDavid@aol.com, "Robert
Ripley Country Club NA" <bripley@notes.state.ne.us>, "Nancy
Ericson" <revnje@yahoo.com>, judyswenson@navix.net,
ssailors@madonna.org, hna@ninthorder.com,
mlarsona@unlnotes.unl.edu, Barbara.Layman@us.army.mil,
graceumclincoln@yahoo.com, "jmehrens" <jmehrens@neb.rr.com>,
slarrick1@msn.com

cc:

Subject: Info. on Amendment One

Corrie Kielty sent this out for your information. I will send out more information as I recieve it. Peggy

Following is the most recent information I received on amendment one. - Corrie

Nebraskans have a key opportunity to support historic preservation on the November General Election Ballot. **Amendment One** will appear on our ballots and with its' passage will clear the way for the Nebraska Legislature to enact a law allowing a temporary "hold" to be placed on the assessment for the increased value when qualified historic properties are renovated or restored.

37 states use some similar method to encourage restoration of historic buildings. All states, except Nebraska, have some type of economic incentive for historic preservation in state law. Right now Nebraska law discourages renovation and reuse of historic building because of the immediate property tax increases added onto the investment that property owners have made to do the renovation originally.

With passage of Amendment One and delaying the assessment of property taxes, we can encourage the preservation of our Nebraska history and of our communities.

Amendment One would not reduce property tax revenue to local governments. It would ultimately improve the tax base as buildings – that might have otherwise deteriorated and lost value – are returned to productive use and increased value. Experience in other states has shown it is especially important in small towns where the economic barriers to improvement of deteriorating business areas are particularly

difficult.

We are asking you today as fellow Mayors across Nebraska to endorse this effort and get on board this important change. Enclosed is a card for you to fill out and return showing your commitment to endorse the effort. Mayors across the state will be the base of support we are building to get the word out and tell voters to **Vote Yes on Amendment One in November.**

This is good public policy we can all support. Thank you for your consideration of this request. Should you have any questions, do not hesitate to contact any of us or the Amendment One Steering Committee at 402-475-0727



1645 'N' Street, Suite A • Lincoln, NE 68508 • (402)441-4399 • Fax 441-4335

www.hsfed.org

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August 2, 2004

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The Honorable Terry Werner
Lincoln City Council
555 South 10th St. Room 111
Lincoln, NE 68508

Dear Councilman Werner:

Public transportation is a life-line for many individuals and oftentimes public transportation can mean the difference between employment and unemployment. Public transportation can provide a means by which those who need it the most can access the services and assistance necessary. An innovative proposal that would seek to establish a monthly pass for eligible riders (for a negligible fee) and increase access by allowing additional agencies to distribute those passes has been reviewed and is one that we, as an association, support.

The Human Services Federation supports all efforts to increase access and availability on StarTran for low-income members of our community. We will continue to work with you and other policy-makers in order to address this need.

The Human Services Federation is an association of over 105 organizations and agencies dedicated to the provision of quality health and human services in Lincoln and Lancaster County. The Human Services Federation facilitates interagency communication and cooperation. We believe that cooperation and collaboration are essential to solve problems, be responsive to community needs and to assure quality health and human services.

Thank you for taking the time to consider this important matter.

Sincerely,

Rick G. Carter
Executive Director

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CITY COUNCIL
OFFICE



Joan V Ray

08/03/2004 12:01 PM

To: "Terry Jarosz" <JaroszT@midlandspkg.com>

cc: <pnewman@ci.lincoln.ne.us>, <ksvoboda@ci.lincoln.ne.us>,
<council@ci.lincoln.ne.us>

Subject: Re: FW: COUNTRY VIEW PARK FUND CUT AGAIN

Dear Mr. Jarosz: Your message has been received in the Council Office and will be forwarded to each Council Member for consideration. With your request for a reply from each Council Member, I'm sure a formal response will be forthcoming soon. Thank you for your input on this issue.

Joan V. Ray

City Council Office

555 South 10th Street

Lincoln, NE - 68508

Phone: 402-441-6866

Fax: 402-441-6533

e-mail: jray@ci.lincoln.ne.us

"Terry Jarosz" <JaroszT@midlandspkg.com>



"Terry Jarosz"

<JaroszT@midlandspkg.com>

08/03/2004 07:28 AM

To: <pnewman@ci.lincoln.ne.us>, <ksvoboda@ci.lincoln.ne.us>,
<council@ci.lincoln.ne.us>

cc:

Subject: FW: COUNTRY VIEW PARK FUND CUT AGAIN

Terry Jarosz
Midlands Plastics
Tool Designer
Lincoln, Ne 68504
1-402-464-9124

RECEIVED
AUG 03 2004
CITY COUNCIL
OFFICE

> -----Original Message-----

> From: Terry Jarosz

> Sent: Tuesday, August 03, 2004 7:25 AM

> To: 'pnewman@ci.lincoln.ne.us'; 'jcamp@ci.lincoln.ne.us';

'jcook@ci.lincoln.ne.us'; 'amcroy@ci.lincoln.ne.us';

'twerner@ci.lincoln.ne.us'; 'ksvoboda@ci.lincoln.us';

'gfriendt@ci.lincoln.ne.us'

> Subject: COUNTRY VIEW PARK FUND CUT AGAIN

>

> City Council Members.

>

> Once again you have announced a cut for our neighborhood park funding. This is the third year in a row. But somehow we have funding for a new arena complex study mind you that won't take place for ten years in the future. I would like to know why we are taking away from our kids. Our future.

>

> This is the first form of government they will know. Because you can be assured this will stick in their mind. My kids were promised a park when we moved into Country View Estates. Yet this is the third year in a row they have been disappointed. How about lets back up some of our promises.

>

> Then I heard you might completely dissolve the money for Country View Park

all together. Did you not have a park to play with when you grew up ? How about we set aside this money this year so we can start on the park as soon as possible. The kids should be first in line , not something that might happen 10 years from now. The beltway is a good example. I would like to here a reply from each of you to give us some kind of explanation for this year after year disappointment for our kids.

>

> Terry Jarosz

> Midlands Plastics

> Tool Designer

> Lincoln,Ne 68504

> 1-402-464-9124

>



"mdblady"
<mdblady@inebraska.
com>

06/19/2004 01:52 PM

To: "Colleen Seng" <Mayor@ci.lincoln.ne.us>, <council@ci.lincoln.ne.us>
cc:
Subject: Bond Issue

RECEIVED

AUG 04 2004

CITY COUNCIL
OFFICE

Dear Mayor Seng:

I realize you and your staff/volunteers have worked very hard on the \$75 million dollar bond issue. But according to the paper and your own website, you are proposing working on projects in which they affect the least amount of individuals in the city of Lincoln - meaning -- fringe areas of the city. You are also minimizing improvements to areas that are heavily congested. I truly do not understand this logic. This bond issue does nothing to address (except in minor detail) the core of the city and the people that have to drive it daily.

If you look at all of the projects the paper listed and your website, you will find that roughly 66% address these fringe areas.

We have all read articles about gridlock, Mayor Seng. I am sure you are aware of it traveling from Northeast Lincoln to downtown especially during the rush hours. I live at 81st and Holdrege. In order for me to get home in a reasonable amount of time from downtown (11th and "N"), my best way, believe it or not, is taking Capital Pkwy to Randolph, work my way over to Cotner/56th St intersection to go North. Anything North of "O" street is absolutely congested to the point where waiting to get through a traffic signal anywhere along North 27th St takes a minimum of 2 light changes. According to your proposed upgrades, widening Holdrege from 33rd to 48th will help, but what about 48th to 70th. This area has far more congestion at any given time. I know, because I have traveled this route.

Below are the streets that desperately need improvement:

48th St - Superior to Adams-----Widen to 4 lanes

70th St - "O" St to Havelock -----Widen to 4 lanes

48th St and 40th St South of "O" -----Convert to one way traffic.

56th St and Cotner Blvd - Randolph to South (56th)and Randolph to 48th (Cotner) ---- Continue with the one-way patterns established on these streets north of Randolph.

"A" Street - 27th to 66th St.-----Widen to 4 lanes

Holdrege St - 17th to 70th -----Widen to 4 lanes

Vine Street - 17th to 48th -----Install center turn lane

Vine Street - 66th to 70th -----Widen to 4 lanes

Widen "O" St to 3 lanes each direction from 30th to 54th-----Most of the
money for this, The City won't even pay for because it comes from the State
(State Highway).

Your bond issue will not pass Mayor Seng primarily because you and your staff/volunteers did not address congested conditions on those streets traveled by most Lincolmites on a daily or weekly basis.

If you really want some input on this, try getting some people involved who actually live in the part of Lincoln who are neglected the most, not those who don't even live in the city or live in south/southeast Lincoln.

Sincerely yours

Dave Brady

7912 Yellow Knife Dr.

Lincoln, NE 68505

(402)466-1534



Jim Johnson
<jjohnson@cornhuske
r.net>

08/04/2004 06:26 AM

To: njenkins@journalstar.com
cc: krutledge@journalstar.com, council@ci.lincoln.ne.us,
mayor@ci.lincoln.ne.us
Subject: Correction to article on Council Salaries

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AUG 04 2004
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OFFICE

Mr. Jenkins:

In your story August 4 story "Council pay hike advised," your statistics don't seem to match the accompanying table. You state (on page 2A, near the bottom of the first column) that:

"The average council pay in the nine cities considered is \$24,946. The median pay is \$10,982, and the midpoint \$17,964."

First of all, if by "average" you're using the common definition of average as the arithmetic mean of the nine values, I think the average is about \$2,000 higher than what you stated. The table on page 1A lists the annual salaries in the nine cities as:

29,739.00
29,846.00
80,193.37
12,000.00
13,965.12
8,000.00
19,465.61
0.00
48,443.82

I've added these up twice, and both times I came up with 241,652.92, and division by 9 gives me \$26,850.32 as the mean, rather than the \$24,946 that you've mentioned.

If it were just that, I'd let you go; anyone can make a mistake calculating averages (and for all I know, maybe it's me rather than you), and a difference of a couple thousand bucks isn't going to hurt anybody, since the salaries were just used as a guideline anyway.

But then you went on to talk about the median and the "midpoint", which is a new one on me. (In my statistics classes I'd heard of the mean, the median, and the mode, but the "midpoint," which you apparently calculate as the average between the mean and the median, is not something that I don't recall learning about when I was getting my PhD in math.) Regardless of whether you made up a new statistic or not, your math is clearly wrong here.

The median is calculated by first sorting the nine figures:

0.00
8,000.00
12,000.00
13,965.12
19,465.61
29,739.00
29,846.00
48,443.82
80,193.37

and then taking the middle (fifth) one: \$19,465.61. (It would be a little more complicated if there were an even number of cities, without a "middle" city, but for an odd number it's just a counting thing). So I get a number that's about \$8,500 higher than yours. And if the "midpoint" that you've defined is a significant figure, then for that midpoint I get the average of my \$26,850.32 and my \$19,465.61, which is \$23,157.97, exceeding your figure by \$5,000 and coming remarkably close to the committee's recommendation. (So maybe your "midpoint" is a good statistic after all!)

Please feel free to tell me where my math errors are, or else please correct yours (especially the almost criminally low estimate of the median) in tomorrow's paper.

Thanks!

Jim Johnson,
interested reader



DO NOT REPLY to this-
InterLinc
<none@lincoln.ne.gov
>

To: General Council <council@lincoln.ne.gov>
cc:
Subject: InterLinc: Council Feedback

08/05/2004 08:06 AM

InterLinc: City Council Feedback for
General Council

Name: Michelle Crawford
Address: 3840 Washington St.
City: Lincoln, NE 68506

Phone: 402-327-7132
Fax:
Email: Michelle@crawfordniche.com

Comment or Question:

I have some concerns about the infrastructure bond issue. I think that the burden of this will unfairly be imposed on the property owners, however, it is not just property owners that utilize the roads, but everyone that drives being that a renter or a commuter. There must be a way to more fairly distribute the burden of the infrastructure needs among all of those who utilize our roads. Thank you for your time. Michelle Crawford

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AUG 05 2004
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PERSONAL INJURY & CIVIL LITIGATION

Herbert J. Friedman
Robert R. Moodie
Jeffrey B. Lapin
Gregory R. Coffey
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May 21, 2004

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AUG 05 2004

CITY COUNCIL
OFFICE

Ms. Beth Scarborough
Time Warner Cable
5400 South 16th Street
Lincoln, NE 68512

Via Fax 421-0305 and E-mail

RE: Cable Advisory Board

Dear Beth:

Thank you for meeting with me the other day. On behalf of the Board I want to thank you for providing us with the notebooks with Time Warner information. They were helpful.

On September 3, 1997, Time Warner requested the City to commence renewal proceedings under the Cable Act 47 USC §546. On February 23, 1998, the City Council adopted Resolution No. A78607, which formally commenced the City's renewal proceedings for purposes of Section 626A1 of the Act., and provided it part:

That, the proceedings to review the cable operator's past performance and the community's future needs in a cable system are hereby begun. The City Council is hereby directing that the City's Cable Television Advisory Board establish the details of the proceedings involving public comment and participation and begin the process immediately. Such proceedings to review must afford the public an appropriate notice and an opportunity to participate and should include both an ability to comment on a) the cable provider's past performance and b) the future needs of the Lincoln community. The Cable Television Advisory Board is given the discretion to conduct the review in whatever manner it determines appropriate, whether by hearings, surveys, etc. The Cable Advisory Board should report it's determination of a format for the proceedings to the City Council and shall attempt to conclude its review as promptly as possible. At the conclusion of the Advisory Board's review, it shall issue a report of its findings and conclusions to the City Council and the Mayor for their consideration.

The Board is in the process of fulfilling the above obligation and in order to accomplish this we would like to obtain as much information as possible to render a balance and informed report.

Ms. Beth Scarborough
Page 2
May 21, 2004

We would like Time Warner to provide us certain additional information in line with our discussion and the notebook that you provided to us.

1. With reference to the rate comparisons set forth in Tab 3 of the notebook which range from Killeen, Texas to Traverse City, Michigan, please provide us with the names and networks of the stations provided within the basic level of service which are included in column 1, "Basic Service Channels." It is difficult for us to compare Lincoln's service with services of similar communities without having this information.

2. I previously provided you lists of desirable conditions for the PEG channels and it was my understanding that you would get back to us with your views and observations. I would appreciate it if you would do that as soon as possible.

The Board has also discussed several other issues that I would like to bring to your attention and give you the opportunity to make any written presentation you so desire.

3. The Board has noted that the adult pay per view channels 800 to 805 show sexually explicit material. The definition of obscenity in Nebraska set forth in Neb. Rev. Stat. §20-814(2) as follows:

(2) The judge shall instruct the jury that the guidelines in determining whether a work, material, conduct, or live exhibition is obscene are: (a) The average person applying contemporary community standards would find the work taken as a whole goes substantially beyond contemporary limits of candor in description or presentation of such matters and predominantly appeals to the prurient, shameful, or morbid interest; (b) the work depicts in a patently offensive way sexual conduct specifically referred to in sections 28-807 to 28- 829; (c) the work as a whole lacks serious literary, artistic, political, or scientific value; and (d) in applying these guidelines to the determination of whether or not the work, material, conduct or live exhibition is obscene, each element of each guideline must be established beyond a reasonable doubt.

Section 47 USC §544 (d)(1) provides as follows:

Nothing in this subchapter shall be construed as prohibiting a franchising authority and a cable operator from specifying in a franchise or renewal thereof that certain cable services shall not be provided or shall be provided subject to conditions if such cable services are obscene or otherwise unprotected by the Constitution of the United States.

Ms. Beth Scarborough
Page 3
May 21, 2004

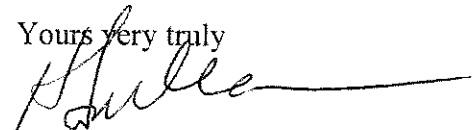
The Board takes no position whether any of the movies that are showed on the 800 tier of channels are legally obscene, and that of course is not our function. But we do point out that similar movies have been found to be obscene by Nebraska juries in both State and Federal courts. We also note that ordinary movies are \$3.95 per film, while adult movies are \$9.95 per film. If you could break-down the percentage of income for pay-per-view between adult and regular movies, that might be helpful. If you have opinion letters from either private or law enforcement lawyers addressing this issue, the Board would be interested in examining them. If Time Warner is violating the criminal laws that would be an issue to consider in determining the overall performance of Time Warner, and the Board's recommendation. Nothing in this letter should be construed as making such an accretion, however.

4. The Board has discussed the issues of what channels might be incorporated in the basic service. We note that included in "basic service" 2 through 22 is CNN, which is a Time Warner owned network. The Board invites Time Warner's observations and comments about adding other general national news cable channels to the basic service. As it stands now subscribers can obtain the Time Warner CNN channel for the basic service of \$14.04, but to obtain the other news networks, FOX, CNBS and MSNBC, a subscriber needs to purchase the "full basic" of 75 channels for the cost of \$44.35. The Board is at least interested in Time Warner's observations regarding providing general public access to the other three general national news cable channels in the "basic service." The Board would be interested in the costs to offer this service. We bring this to the attention of Time Warner because of the appearance that Time Warner might be giving an advantage to CNN, a sister institution for a much lower price than would be necessary to obtain the other three competing all day news channels.

Our executive session was continued to this coming Thursday, May 27, 2004, at 2:30 PM. We invite you to make any written responses to this letter as you so choose prior to that time.

I thank you very much for your cooperation in this matter and we look forward to working with you.

Yours very truly



Herbert J. Friedman
Chair, Cable Advisory Board
hfriedman@friedmanlaw.com

CC: Board, Huggenberger, Gonzolas, Cook



May 27, 2004

Herb Friedman
Friedman Law Offices
633 South 9th St.
Lincoln, NE. 68501

Dear Herb:

This letter is sent as a follow-up to your questions posed in the May 21, 2004, correspondence. I will address below each of those topics raised in your letter.

1. Basic Service Information - Attached to this letter is a listing of channels included in "Basic Service" for the systems surveyed for the rate comparison. During the follow up process we noted a few errors which were corrected on the revised rate comparison chart.
2. PEG Access - You shared with me a portion of the preliminary findings of the Needs Assessment regarding equipment for PEG channels. Without access to the full Needs Assessment document it is difficult to put the listing in context, but I will offer the following general observations.
 - ☐ Time Warner Cable (TWC) has made a significant commitment to PEG programming through channel allocations and equipment purchases for many years. In turn, we believe that to program and manage a channel requires a significant commitment from the Public, Educational and Government partners. It is interesting that the entity that has shown the least amount of effort in producing PEG programming, LPS, would receive the majority of the funding for equipment based on the limited information provided to me from the Needs Assessment.
 - ☐ TWC is prepared to discuss funding for the capital needs associated with PEG access taking into account the cost of those needs. However, federal law is quite clear that the funding to support or cover the operating expenses associated with PEG access must come from some source other than the cable television operator. As a part of any new franchise, we will expect that any requirement of TWC to provide for the capital needs associated with PEG access will include some provision insuring that adequate operating funding will be made available so as to encourage the maximum use of the equipment.
 - ☐ TWC is particularly concerned about duplicative efforts as evidenced in the Educational Access listing as well as multiple requests for fully equipped production vans when the production van currently provided to the City is rarely used. In addition, setting up various locations for live productions only to see those live productions never or rarely happen is an unfortunate expenditure of time and resources. As noted in our prior presentation to you the Needs Assessment should identify needs (not just a laundry list of equipment) and TWC should be given the opportunity to determine how to meet those needs.

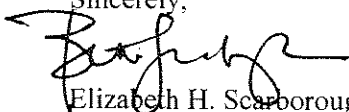
- ☐ The Cable Advisory Board should also recognize that additional PEG channels would displace programming currently carried. Content on new access channels must pass a quality threshold that the public will support. TWC believes that given the limited use of existing PEG channels, we already offer more than enough capacity for the future. We are prepared to discuss with the City a provision that would "trigger" an obligation to make an additional channel(s) available to the extent that existing channels were programmed to an agreed upon amount and demand existed for another channel.
- ☐ Finally, the report seems to mix equipment for Community Programming with Public Access Programming. Community Programming, such that we facilitate on channel 13, would not fall within the purview of the renewal because it is not a PEG channel as defined by federal law but a public service of Time Warner Cable.

3. Adult Programming - As noted in your letter, TWC offers adult programming fully encrypted, both video and audio, on a pay-per-view basis on channels 800 to 805. The prices range from \$4.95 to \$9.95 for one hour to six-hour blocks of programming. With no promotion whatsoever, adult programming typically makes up about 34% of PPV revenue. Similar or even more explicit programming is available from satellite dish providers and other adult retailers in Lincoln. Our agreement with each of the programmers requires that the programmer represent and warrant that the programming is not obscene. We are not aware of any decisions finding such programming to be obscene. As noted above, the adult programming that we offer is comparable to, and in some cases less explicit than, adult programming available from other sources in the City. Finally, I would note that in light of the availability of this programming from other sources in the City, the fact that we have received no complaints about the adult programming and the relatively high buy-rates for this programming, it is apparent that the programming is consistent with community standards.

4. Basic Service Programming - Finally, the decision to make CNN a part of Basic Service was made long before Time Warner Cable became involved in the Lincoln system. In fact that decision was made even before CNN was part of Time Warner. The availability of CNN was part of a broader dispute with the City in the early 90's on the definition of Basic service within the franchise and Federal law. Ultimately it was acknowledged that federal law only requires that the local broadcast stations and the PEG access channels be a part of Basic Service. As a gesture of goodwill, CNN as well as few other channels were kept on Basic Service. In order to maintain Basic Service as a low cost, lifeline service, it is more likely that CNN will be moved rather than adding more news channels. Frankly, we have never had a request of this nature from customers and we believe there is no clear consensus on this recommendation. As we discussed, over 90% of customers subscribe to full Basic Service and receive all of the news channels noted in your letter.

Again, I appreciate the volunteer efforts of you and the entire Board on this important project for the City. Should you have further questions, please let me know.

Sincerely,



Elizabeth H. Scarborough

EHS/bh



**T I M E W A R N E R
C A B L E**

August 5, 2004

Members of the City Council
555 South 10th Street
Lincoln, NE 68508

RECEIVED
AUG 05 2004
CITY COUNCIL
OFFICE

Ladies and Gentlemen:

It has come to our attention by a review of the City Council August 9 agenda that you will be briefed during pre-Council and asked during the regular Council meeting to adopt a report of the Cable Television Advisory Board related to the cable television franchise renewal proceedings and the Request for Renewal Proposal. (Item 19 Public Hearings – Resolutions.)

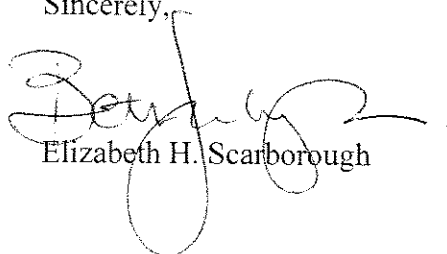
This letter is to inform you that despite our repeated requests, Time Warner Cable was not allowed to review the complete report or to offer comments to the Cable Advisory Board other than answering specific questions posed to us by the Chair. (Copies of the correspondence are attached.) Additionally, neither we, nor others members of the public were allowed to observe the deliberations of the Cable Advisory Board, which took place in executive session.

Clearly the integrity and independence of the deliberations would not have been compromised by our comments and we find the position taken by the Board and staff quite perplexing. We hope that the City Council will not adopt the Cable Advisory Board Report without giving us a reasonable amount of time to provide comments.

In my experience, engaging your negotiation partner in the process typically enhances the possibility of solution.

Again, I ask you to delay adoption of this report until we have had a chance to prepare comments.

Sincerely,



Elizabeth H. Scarborough

**ADDENDUM
TO
DIRECTORS' AGENDA
MONDAY, AUGUST 9, 2004**

I. MAYOR - NONE

II. CITY CLERK - NONE

III. CORRESPONDENCE

A. COUNCIL REQUESTS/CORRESPONDENCE

JON CAMP

1. 2 -E-Mail's one from Rick Wagner with response from Jon Camp - RE: Fire Trucks - (See E-Mail)
2. E-Mail from Bob Goemann to Jon Camp - RE: I am outraged - wanting to cut parks & rec. budget to pay for fire fighters and/or police -(See E-Mail)
3. E-Mail from Ameeta Martin to Jon Camp - RE: Dredging of north Williamsburg lake - (See E-Mail)

B. DIRECTORS AND DEPARTMENT HEADS

HUMAN SERVICES

1. Memo from Kit Boesch - RE: Round 21 - (See Memo)

PUBLIC WORKS & UTILITIES DEPARTMENT

1. NEWS RELEASE - RE: South 14th Street Improvement Project Continues - (See Release)

C. MISCELLANEOUS

1. Letter from Mark A. Hunzeker, For the Firm, Pierson/Fitchett Law Firm - RE: Williamsburg Village Pond Maintenance and Dredging - (See Letter)
2. Letter & E-Mail from Tim Knott, Chair, Conservation Committee Wachiska Audubon Society - RE: Park Budget Cuts - (See Letter& E-Mail, which are the same)
3. E-Mail from Nancy Brown - RE: Country View Park - (See E-Mail)

4. Letter from Tiffany Mullison, Executive Director, Fresh Start Home, District Three - RE: Writing to urge you to support the budget allocation you proposed - a reduced bus pass program for those who qualify -(See Letter)
5. Letter from Gary L. Meier, President, LCEA - RE: The recently announced plans to eliminate three LCEA positions - (See Letter)
6. Faxed Letter from Larry Potratz, Lincoln Housing Authority - RE: In Support - Preliminary hearing on the inclusion of a program for reduced cost bus passes for low-income Lincoln residents - (See Letter)
7. E-Mail from Jeanne Kern - RE: Considering reducing the Parks & Rec. Dept. budget by ten times the reduction to most other department budgets - (See E-Mail)
8. E-Mail from Sara Stoddard; Robert Stoddard; Anne Vidaver - RE: Parks & Rec. Dept. Budget - (See E-Mail)
9. E-Mail from Anne DeVries - RE: Stop cuts of Parks & Rec. Dept. - (See E-Mail)
10. 8 E-Mail's from Lois Poppe; Jimmie Cooley; William Wayne; Ken Vice; Wilbur Dasenbrock; Stephanie Dohner; Paul Haith; Tony Ojeda; - RE: City Budget - (See E-Mail's)
11. E-Mail from Moni Usasz - RE: Budget cuts affect Parks & Rec. Dept. - (See E-Mail)
12. E-Mail from Elizabeth Kagan - RE: Parks & Rec. funding - (See E-Mail)
13. 2 Faxed Letters from Karen Sachtleben; Sherine Miller; - RE: StarTran reduced bus fare - (See E-Mail's)



CAMPJON@aol.com

08/06/2004 08:32 AM

To: jray@ci.lincoln.ne.us (City Council)
cc: dpodany@ci.lincoln.ne.us (Darrell Podany)
Subject: Fwd: Fire Trucks

RECEIVED
AUG 06 2004
CITY COUNCIL
OFFICE

For Council

--

Jon Camp
Lincoln City Council
City Council Office: 441-8793
Constituent representative: Darrell Podany

----- Message from "Rick Wagner" <rwagner@lintool.com> on Thu, 5 Aug 2004 14:07:38 -0500 -----

To: <CAMPJON@aol.com

>

Subject Fire Trucks

:

Jon,

I applaud your attempt to put some common sense into spending when it comes to anything, particularly when it comes to the Lincoln fire department. I agree with your proposal that usage of equipment should be studied prior to signing the check for replacement fire trucks. A good question to propose in future debates may be, why does the fire department drive fire trucks around the city to do building inspections when the one or two men it takes to do the job could obviously use a less costly vehicle and not put the wear & tear on a grossly expensive piece of equipment. One would assume that the fire trucks don't wear out sitting in the garage.

Take it for what it is worth, I just happened to think of the 2 million dollars that were approved last week when I saw these guys pull up today.

Regards,

Rick Wagner
Lincoln Tool & Design
Email: rwagner@lintool.com
Phone: (402) 464-2166
Fax: (402) 464-2178



CAMPJON@aol.com

08/06/2004 08:41 AM

To: rwagner@lintool.com ("Rick Wagner")

cc: jray@ci.lincoln.ne.us (City Council), dpodany@ci.lincoln.ne.us (Darrell Podany)

Subject: Re: Fire Trucks

Rick:

Thank you for your supporting comments. I hope that one day soon the City, i.e. mayor and my City Council colleagues, will see fit to conduct an "independent" review/study of our firefighting and emergency medical system. This is a request I made to Mayor Wesely over three years ago and to Mayor Seng when she took office.

Now that the City has some history running both the fire fighting and ambulance systems, I cannot help but believe we can find greater efficiencies. When only 9-11% of calls are for reported fires, and at least 2/3's of those are false alarms, yet 70-80% are for medical emergencies, has the Lincoln Fire and Rescue not "become an ambulance company that happens to fight a fire now and then"?

Again, thank you for sharing my concerns.

Jon Camp

--

Jon Camp
Lincoln City Council
City Council Office: 441-8793
Constituent representative: Darrell Podany

RECEIVED
AUG 06 2004
CITY COUNCIL
OFFICE



CAMPJON@aol.com

08/07/2004 12:29 PM

To: jray@ci.lincoln.ne.us (City Council)
cc: dpodany@ci.lincoln.ne.us (Darrell Podany)
Subject: Fwd: I am outraged

FYI and distribution.

--

Jon Camp
Lincoln City Council
City Council Office: 441-8793
Constituent representative: Darrell Podany

----- Message from "Bob Goemann" <bobgo24@catholic.org> on Fri, 6 Aug 2004 22:30:49 -0500 -----

To: <campjon@aol.com>

cc: <dpo1600@hotmail.com>

>

Subject I am outraged

:

I am so upset tonight that I so outraged. I was watching the local news and hearing how your fellow council person wants to cut parks and rec budget to pay for fire fighters and or police. Well since our police ranks are not swelling I would see the cuts for them but for the fire department, no. Why does the fire department, whose ranks are swelling and pay roll is tremendously over priced for the little that they do for the city be added to? I think we need to really look into the fire department and dig deep into someone else's pockets to pay for new fire trucks or new staff when right now I am not seeing a huge need for. I am seeing a huge need in getting our police force ranks up as well as their pay. I just can not allow the fire department to keep getting more and more money that they simply do not need. And if means conducting a special investigation into their books which I am sure are being over rated then lets do it. Lets see these trucks and the wear and have an independent person or group look into these trucks to see if they are a problem. Lets have an accountable fire staff that does not allow their staff to visit Haymarket coffee shops while on duty. Lets show why the fire staffers are coming into local shows at Pershing, Memorial Stadium, or Haymarket park when they are there not to make a safety inspection but to see the show. I have countless examples, being Pershing employee seeing our fire staffers coming into Pershing and standing by the back stage doors to see the concerts not the safety problems that the staff of Pershing is handling very well. Lord knows that if they are needed the large staff of red cross or Pershing Management would call them. Lets ask questions and not just be led to the water that is so bitter to drink and gulp until we are water logged.

RECEIVED
AUG 09 2004
CITY COUNCIL
OFFICE



CAMPJON@aol.com

08/07/2004 12:35 PM

To: mayor@ci.lincoln.ne.us

cc: jray@ci.lincoln.ne.us (for City Council), dpodany@ci.lincoln.ne.us

Subject: Fwd: I am outraged

Mayor Seng:

I would like to discuss this email during our Tuesday morning meeting. The recent fire pumper purchase approval and the proposed increase of 2-6 firefighters are the "straws" that will break the camel's back for Lincolniters. Please do not forget the message sent by the voters when they rejected the fire station bond.

My recommendation is that we add "no" new firefighters unless you and my City Council colleagues are willing to raise property taxes to pay for them AND fund the recommended contribution level to the police and firefighters pension plan.

How can we add more firefighters when we can't even pay for the benefits for the firefighters we already have? Let's meet our obligations to existing City employees first.

Jon

--

Jon Camp
Lincoln City Council
City Council Office: 441-8793
Constituent representative: Darrell Podany

RECEIVED
AUG 09 2004
CITY COUNCIL
OFFICE

----- Message from "Bob Goemann" <bobgo24@catholic.org> on Fri, 6 Aug 2004 22:30:49 -0500 -----

To: <campjon@aol.com>

cc: <dpo1600@hotmail.com>

>

Subject I am outraged

:

I am so upset tonight that I so outraged. I was watching the local news and hearing how your fellow council person wants to cut parks and rec budget to pay for fire fighters and or police. Well since our police ranks are not swelling I would see the cuts for them but for the fire department, no. Why does the fire department, whose ranks are swelling and pay roll is tremendously over priced for the little that they do for the city be added to? I think we need to really look into the fire department and dig deep into someone else's pockets to pay for new fire trucks or new staff when right now I am not seeing a huge need for. I am seeing a huge need in getting our police force ranks up as well as their pay. I just can not allow the fire department to keep getting more and more money that they simply do not need. And if means conducting a special investigation into their books which I am sure are being over rated then lets do it. Lets see these trucks and the wear and have an independent person or group look into these trucks to see if they are a problem. Lets have an accountable fire staff that does not allow their staff to visit Haymarket coffee shops while on duty. Lets show why the fire staffers are coming into local shows at Pershing, Memorial Stadium, or Haymarket park when they are there not to make a safety inspection but to see the show. I have countless examples, being Pershing employee seeing our fire staffers coming into Pershing and standing by the

back stage doors to see the concerts not the safety problems that the staff of Pershing is handling very well. Lord knows that if they are needed the large staff of red cross or Pershing Management would call them. Lets ask questions and not just be led to the water that is so bitter to drink and gulp until we are water logged.



CAMPJON@aol.com

08/07/2004 12:40 PM

To: jray@ci.lincoln.ne.us (City Council)

cc:

Subject: Fwd: RE: Re: Williamsburg - Abbott ltr

RE: Dredging of north Williamsburg lake

--

Jon Camp
Lincoln City Council
City Council Office: 441-8793
Constituent representative: Darrell Podany

RECEIVED
AUG 09 2004
CITY COUNCIL
OFFICE

----- Message from "Martin, Ameeta" <AMartin@stez.org> on Fri, 6 Aug 2004 09:48:55 -0500 -----

To: "CAMPJON@aol.com"
<CAMPJON@aol.com>

Subject RE: Re: Williamsburg - Abbott ltr

:

Thank you for looking into this matter so promptly. We are all adamant that it can't be left the way it is. We did not buy million+ dollar homes on a nice pond to look back only at weeds. Thanks again for your help and please keep me informed of the progress.

Ameeta

-----Original Message-----

From: CAMPJON@aol.com [mailto:CAMPJON@aol.com]
Sent: Friday, August 06, 2004 8:30 AM
To: Martin, Ameeta
Cc: Darrell Podany
Subject: Fwd: Re: Williamsburg - Abbott ltr

Ameeta:

Just a quick email to note that I am pursuing your questions. I have had conversations with Joe Hampton, Allan Abbott (Director of Public Works) and Karl Fredrickson (Public Works).

There are a number of issues pertaining to the dredging, removal of the "silt", and the performance of the contractor.

Thank you for your concern. . .and your patience and that of your neighbors in light of this unpleasant delay.

Jon

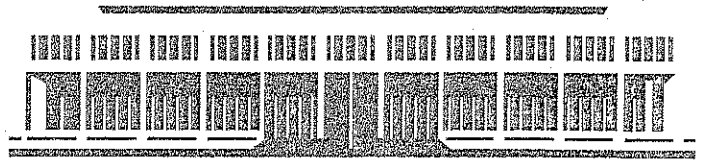
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Jon Camp
Lincoln City Council
City Council Office: 441-8793
Constituent representative: Darrell Podany

City of *L*incoln
Lancaster County

HUMAN SERVICES DEPARTMENT

555 South 9th Street Lincoln, Nebraska 68508
E-mail kboesch@co.lancaster.ne.us



Telephone (402) 441-4944 Fax (402) 441-6805

TO : Mayor Coleen Seng
City Council Members
County Board of Commissioners

FROM: Kit Boesch, Staff *KB*
Keno Human Services Prevention Fund Advisory Committee

DATE : August 6, 2004

RE : Round 21

RECEIVED
AUG 09 2004
CITY COUNCIL
OFFICE

Attached is a breakout of the recommended funding, totaling \$38,750. This recommendation meets the intent of the breakout, that City and County cash fund 50% of the total allocation.

Current Status

The County Board has indicated they will not support Planned Parenthood. Therefore, I have shifted dollars with the Lincoln Action Program – CHIRP to maintain their 50% contribution. The Board will need to affirm this change before it would become final. The City Council has budget hearings next week so this will not be considered by them until after the week of August 16, 2004. My desire would be to have all City Council present at the time of the vote/discussion. Thank you.

KB/vdg

Attachment

cc: Joel McChesney, Chairman
Kerry Eagan, County Board Administrator

Proposed Keno Human Services Prevention Fund Allocations - Round 21

Date: July 12, 2004

Amount Requested: \$89,000 (16 agencies)

Amount Recommended: \$38,750 (nine agencies)

<u>Agency/Program Description</u>	<u>Total Amount</u>	<u>City</u>	<u>County</u>
1. <u>MilkWorks, Inc.</u> (continuation grant) Provides lactation assistance to 75 low income mothers and their babies. MilkWorks provides all supplies.	\$1,250	\$ 625	\$ 625
2. <u>YWCA</u> – Try Another Way (continuation grant) Provides training to 20 female offenders ages 14-18, as part of survival skills training.	\$3,750	\$ 1,875	\$ 1,875
3. <u>Kiwanis Club of Lincoln</u> – Teddy Bear Cottage Offers a year round incentive program to minority pregnant teen/women (diapers, clothes, supplies) who seek healthier lifestyle practices.	\$3,750	\$ 1,875	\$ 1,875
4. <u>Lincoln Action Program</u> – CHIRP CHIRP language helpline is now receiving 1,200 calls a year. This will enhance the number of phone lines available.	\$4,500	\$ 750	\$ 3,750
5. <u>Lincoln Interfaith Council</u> – Faces of the Middle East Stop gap funding to maintain case management for Middle Eastern clients. Over three months they have served 720 adults, 15 seniors, and 225 youth.	\$7,500	\$ 3,750	\$ 3,750
6. <u>Lincoln Literacy Council</u> This will add cultural sensitivity to the Lincoln Literacy Council training packets, upgrade the ESL curriculum, and enhance retention rates for volunteers.	\$5,000	\$ 2,500	\$ 2,500
7. <u>People's City Mission</u> To assist feeding over 3,000 guests due to a 26% increase in clients last year.	\$6,500	\$ 3,250	\$ 3,250
8. <u>Planned Parenthood of Nebraska</u> To train 10 community Latino advocates to work with 240 Latino families on primary prevention health education. These funds would cover child care costs for the program.	\$3,000	\$ 3,000	-0-
9. <u>KZUM</u> – Sunrise Communications Provides public radio series on children's health and community health in six different languages. KZUM reaches 250,000 listeners.	\$3,500	\$ 1,750	\$ 1,750
TOTAL	\$38,750	\$19,375	\$19,375



CITY OF LINCOLN
NEBRASKA

NEWS RELEASE

MAYOR COLEEN J. SENG

lincoln.ne.gov

PUBLIC WORKS AND UTILITIES DEPARTMENT

Engineering Services, 531 Westgate Blvd., Lincoln, NE 68528, 441-7711, fax 441-6576

FOR IMMEDIATE RELEASE: August 5, 2004

FOR MORE INFORMATION: Charles Wilcox, Engineering Services, 441-7532

SOUTH 14TH STREET IMPROVEMENT PROJECT CONTINUES

As part of the South 14th Street improvement project, traffic is scheduled to switch to the west half of the roadway from Aberdeen Drive to the YMCA and Library driveway after 9 a.m. Friday, August 6. At that time, this area can only be accessed from the north. Access to Pine Lake Road will only be available for those heading to Mockingbird Estates or Lincoln Memorial Park.

The week of August 23, weather permitting, through traffic will be restored to South 14th from Aberdeen to Pine Lake Road, and the intersections at Aberdeen and Thunderbird will be opened. The intersections at Old Farm Road and Mockingbird Lane will be opened at a later time.

The contractor intends to have a temporary asphalt or rock pathway established on South 14th before the start of school.

When the entire project is completed, South 14th Street between Old Cheney Road and Pine Lake Road will be widened to four lanes with left-turn and right-turn lanes at the major intersections. Sidewalks and bike paths will be added. A pedestrian bridge has been installed over South 14th to connect the Rock Island Trail to Densmore Park.

- 30 -

RECEIVED
AUG 06 2004
CITY COUNCIL
OFFICE

Pierson|Fitchett
LAW FIRM

1045 Lincoln Mall
Suite 200
P.O. Box 95109
Lincoln, NE 68509
(402) 476-7621
fax (402) 476-7465
www.pierson-law.com

Thomas J. Fitchett
Mark A. Hunzeker
William G. Blake
Peter W. Katt
William C. Nelson
David P. Thompson
Patrick D. Timmer
Randy R. Ewing
Shanna L. Cole
Jason L. Scott

Gary L. Aksamit
of Counsel

August 5, 2004

Alan Abbott
Director of Public Works
City of Lincoln
555 S. 10th Street
Lincoln, NE 68508

RECEIVED
AUG 06 2004
CITY COUNCIL
OFFICE

Re: Williamsburg Village Pond Maintenance and Dredging

Dear Alan:

We represent Hampton Enterprises, the developer of record of the Williamsburg Village PUD. Under the conditions of approval of the Williamsburg Village preliminary PUD, Resolution No. A-73615, as amended, the City assumed the obligation to maintain the detention ponds within the Williamsburg Village PUD, including "dredging on an as-needed basis so they function as designed" to the year 2002. By agreement, the dredging needed for the large pond near 34th Street and Pine Lake Road was not done until this year. However, in our opinion, the City has not fulfilled its obligation to the developer and the Williamsburg Village homeowners. Recent dredging operations have removed only a portion of the silt from the pond mentioned above. This leaves the pond at a much shallower depth than originally designed and reduces future silt storage capacity which will necessitate expenditures by the Williamsburg Village Homeowners Association to restore the pond much sooner than would be required if the City fulfilled its obligation under the agreement.

The contractor hired by the City to perform the dredging operation has removed a volume of material called for by his contract, and is in the process of removing his equipment from the site. In order to avoid additional costs of restarting a new dredging operation (not to mention the inconvenience to the abutting homeowners), your immediate attention to this matter is very important.

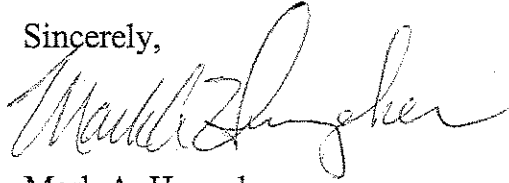
We request that you take immediate action to see that the City's obligation to restore this pond to its original design is fulfilled by removing the remaining silt which has

Pierson, Fitchett, Hunzeker, Blake & Katt

Alan Abbott
August 5, 2004
Page 2

accumulated to date. If you have any questions regarding this matter, please feel free to contact either Joe Hampton or myself.

Sincerely,

A handwritten signature in cursive script, appearing to read "Mark A. Hunzeker".

Mark A. Hunzeker
For the Firm

MAH:la
cc: Mayor Coleen Seng
City of Lincoln City Council

(G:\WPData\MH\Hampton Enterprises Williamsburg - Abbott 8-5-4.ltr.wpd)



Wachiska Audubon Society
4547 Calvert St Ste 10
Lincoln NE 68506-5643
(402) 486-4846

August 6, 2004

Terry Werner
City Council
555 S 10 St
Lincoln NE 68508

RECEIVED

AUG 06 2004

CITY COUNCIL
OFFICE

Dear Councilmember Werner:

Wachiska Audubon's recent gift to the City of a telescope installed near the Prairie Building in Pioneers Park was one expression of our support and high regard for the City Parks and Recreation Department. Our members value the contributions of the Parks Department to Lincoln's quality of life—plant, animal, and human life. Therefore, we were distressed to learn that the City Council is contemplating budget cuts of major proportions to park system maintenance.

Some of the budget reductions for maintenance seem particularly penny-wise and pound foolish, such as the proposed cut of \$25,000 from trail maintenance and repairs. That cut would contradict earlier City Council resolutions and put at risk funding from the Federal Transportation Enhancement Program. The elimination of funding for conversion of an abandoned water system well for use in irrigating Sunken Gardens may "save" money in the short run but would result in greater expenditures over time. Similarly, given the rate of Lincoln's growth, the elimination of funding for new parks seems shortsighted and inefficient.

On any pleasant summer evening please enjoy a walk through Pioneers Park or a neighborhood part. These places are well used by Lincoln's citizens—longtime residents and newcomers alike. Polling has repeatedly shown that parks are a public service for which taxpayers are willing to pay. Please find a way to make the budget work in a way other than borrowing from the future of our parks.

Sincerely,

Tim Knott, Chair
Conservation Committee
Wachiska Audubon Society






Joan V Ray

08/06/2004 02:55 PM

To: "Wachiska Audubon Society" <wachiskaoffice@cornhusker.net>

cc:

Subject: Re: Communication to all City Council members 

Dear Mr. Knott: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Tammy Grammer
City Council Office
555 S. 10th Street
Lincoln, NE - 68508
Phone: 402-441-6867
Fax: 402-441-6533

"Wachiska Audubon Society" <wachiskaoffice@cornhusker.net>



"Wachiska Audubon
Society"
<wachiskaoffice@corn
husker.net>

To: <council@ci.lincoln.ne.us>

cc:

Subject: Communication to all City Council members

08/06/2004 02:04 PM

RECEIVED
AUG 06 2004
CITY COUNCIL
OFFICE

Please deliver the following letter to ALL Lincoln City Council members:

Dear Councilmember:

Wachiska Audubon's recent gift to the city of a telescope installed near the Prairie Building in Pioneers Park was one expression of our support and high regard for the City Parks and Recreation Department. Our members value the contributions of the Parks Department to Lincoln's quality of life--plant, animal, and human life. Therefore, we were distressed to learn that the City Council is contemplating budget cuts of major proportions to park system maintenance.

Some of the budget reductions for maintenance seem particularly penny-wise and pound foolish, such as the proposed cut of \$25,000 from trail maintenance and repairs. That cut would contradict earlier City Council resolutions and put at risk funding from the Federal Transportation Enhancement Program. The elimination of funding for conversion of an abandoned water system well for use in irrigating Sunken Gardens may "save" money in the short run but result in greater expenditures over time. Similarly, given the rate of Lincoln's growth, the elimination of funding for new park areas seems shortsighted and inefficient.

On any pleasant summer evening, please enjoy a walk through Pioneers Park or a neighborhood park. These places are well used by Lincoln citizens--longtime residents and newcomers alike. Polling has repeatedly shown that parks are a public service for which taxpayers are willing to pay. Please find a way to make the budget work in a way other than borrowing from the future of our parks.

Sincerely,
Tim Knott, Chair
Conservation Committee
Wachiska Audubon Society




Joan V Ray

08/06/2004 02:59 PM

To: Nancy Brown <nbrown4@alltel.net>

cc:

Subject: Re: Country View Park 

Dear Nancy Brown: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Tammy Grammer
City Council Office
555 S. 10th Street
Lincoln, NE - 68508
Phone: 402-441-6867
Fax: 402-441-6533
Nancy Brown <nbrown4@alltel.net>



Nancy Brown
<nbrown4@alltel.net>

08/06/2004 04:09 PM

To: council@ci.lincoln.ne.us

cc:

Subject: Country View Park

RECEIVED
AUG 06 2004
CITY COUNCIL
OFFICE

As a homeowner in this area, I would like to request that the money be restored for the park.

Thank you, Nancy Brown



2323 F Street
Lincoln, Nebraska 68510
402.475.7777 Phone
402.475.7779 Fax
www.freshstarthome.org

RECEIVED
AUG 09 2004
CITY COUNCIL
OFFICE

August 9, 2004

Terry Werner
555 S. 10th St.
Lincoln, NE 68509


Dear Councilman Terry Werner:

For the low-income residents of Lincoln, owning a trustworthy vehicle is out of the question. Begging rides from friends can only last so long, and the \$2 cost of a round-trip bus ticket is too much to pay to get to work and back every day. As you can see, transportation remains a barrier and many of the working-poor are forced to quit their job as they do not have the money for the bus fare.

It is for the above reason and many more that I am writing you today to urge you to support the budget allocation you proposed. Your proposal – a reduced bus pass program for those who qualify – will help the city's low-income in becoming self-sufficient. It will help them retain a job, get to a job interview, study for their GED or take classes to make themselves more employable.

And it is my hope, that once residents become self-sufficient and have used the bus system, they may then rely on it for future use and purchase bus passes at a regular fare – thus increasing revenue for the city. I hope you will consider and support this measure. Thank you for your time.

Cordially,


Tiffany Mullison, Executive Director
Fresh Start Home
District Three

*Terry ~ thank you for
being an advocate for
this population?*

*Fresh Starts' mission is to ensure
the provision of services to women
who experience barriers in their lives
and to assist restoration of
these women to the community.*



2323 F Street
Lincoln, Nebraska 68510
402.475.7777 Phone
402.475.7779 Fax
www.freshstarthome.org

August 9, 2004

Terry Werner
555 S. 10th St.
Lincoln, NE 68509

RECEIVED
AUG 09 2004
CITY COUNCIL
OFFICE

Dear Councilman Terry Werner:

For the low-income residents of Lincoln, owning a trustworthy vehicle is out of the question. Begging rides from friends can only last so long, and the \$2 cost of a round-trip bus ticket is too much to pay to get to work and back every day. As you can see, transportation remains a barrier and many of the working-poor are forced to quit their job as they do not have the money for the bus fare.

It is for the above reason and many more that I am writing you today to urge you to support the budget allocation you proposed. Your proposal – a reduced bus pass program for those who qualify – will help the city's low-income in becoming self-sufficient. It will help them retain a job, get to a job interview, study for their GED or take classes to make themselves more employable.

And it is my hope, that once residents become self-sufficient and have used the bus system, they may then rely on it for future use and purchase bus passes at a regular fare – thus increasing revenue for the city. I hope you will consider and support this measure. Thank you for your time.

Cordially,



Tiffany Mullison, Executive Director
Fresh Start Home
District Three

*Terry ~ thank you for
being an advocate for
this population*

Fresh Starts' mission is to ensure
the provision of services to women
who experience barriers in their lives
and to assist restoration of
these women to the community.

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AUG 09 2004
CITY COUNCIL
OFFICE



Great People..... Quality Service

Lincoln City Employees Association
Room 340 Traherth Hall
1122 South St.
402-504-6177
E-mail - lincolncea@yahoo.com

August 7, 2004

Terry Werner
City Council Office
City-County Building
555 South 10th Street
Lincoln, NE 68508

Dear Terry:

I am writing to follow up on our recent conversation. First of all, thank you very much for taking the time to talk to me about the recently announced plans to eliminate three LCEA positions. As I told you, we at LCEA believe that the elimination of these positions is not at all appropriate. The elimination of supervisory positions is not the proper way to ensure quality service in the departments that are involved. If the belief exists that a department is top-heavy with management positions, then it would seem to be advisable to remove true management positions rather than positions that involve supervision of front-line employees. In the case of the StarTran positions, the proposal could endanger safety as well as proper delivery of services.

I must also note that recent media reports have indicated that members of the City Council will soon be receiving a significant pay increase. LCEA certainly does not question the dedication, work and amounts of time spent by City Council members. We do not question that a pay increase is generally a good idea. We do, however, question the timing of such an increase when the jobs of three dedicated, long-term City employees are being removed, thereby risking the continued quality of delivery of city services.

Once again, I would ask you to please do everything possible to prevent the elimination of these positions. We would be happy to meet with you to discuss other possibilities for cost savings. Thank you so much for your time and attention to this issue.

Sincerely,

Gary L. Meier
President, LCEA

Board of Directors

Gary Meier, President - Joyce Jensen, Vice President - Curt Weber, Secretary - John Chess, Treasurer
Nancy Brienzo - Meredith Campbell - Robyn Cruse-Miller - Bill Fish - Gene Hanlon - Cheri Marti - Matt Mittelstadt - Mark Murphy - Pat Ribeiro

FAX

August 9, 2004

TO: Lincoln City Council Members

FAX NUMBER: 441-6533

VOICE: 441-7515

FROM: Larry Potratz
Lincoln Housing Authority
5700 R Street
Lincoln, NE 68505

FAX: 402-467-5900
VOICE: 402-467-2371

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CITY COUNCIL
OFFICE

TOTAL PAGES INCLUDING THIS PAGE: 2

Please distribute to Council Members

Commissioners:
Jan Gauger, Chair
William D. Blue, Vice Chair
Kent C. Thompson
Orville Jones, III
Annette Durham



Executive Director
Larry G. Potratz

P.O. Box 5327 • 5700 R Street • Lincoln, NE 68505

August 9, 2004

Lincoln City Council
555 South 10th Street
Lincoln, NE 68508

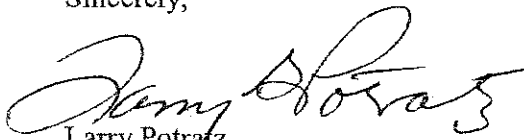
Dear City Council Members,

At today's City Council meeting, you will have a preliminary hearing on the inclusion of a program for reduced cost bus passes for low-income Lincoln residents. I support this measure and urge you to do so also.

The availability of affordable transportation is often a barrier to find and retain a job or to go to school. Those who would benefit from this transportation assistance program are at or below the poverty level and are the citizens in greatest need in our community. This program will not add more buses or routes but simply increasing the utilization of buses that currently have low ridership. In the long run, the program may increase regular fare ridership by introducing people to the bus system and helping them become accustomed to using the buses.

Again, I'm urging you to support this measure and see its importance to the low-income families in Lincoln.

Sincerely,



Larry Potratz
Executive Director

RECEIVED
AUG 10 2004
CITY COUNCIL
OFFICE

Telephone: (402) 467-2371

Fax: (402) 467-5900

(TDD) Telecommunication Device for the Deaf:

(402) 467-3454

Email: Info@L-Housing.com

www.L-Housing.com




Joan V Ray

08/09/2004 12:20 PM

To: "Jeanne Kern" <jeanne@richkern.com>

cc:

Subject: Re: Please Deliver to All Council Members 

Dear Jeanne Kern: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Tammy Grammer
City Council Office
555 S. 10th Street
Lincoln, NE - 68508
Phone: 402-441-6867
Fax: 402-441-6533
"Jeanne Kern" <jeanne@richkern.com>

RECEIVED
AUG 09 2004
CITY COUNCIL
OFFICE



"Jeanne Kern"
<jeanne@richkern.com>
>

To: <council@ci.lincoln.ne.us>

cc:

Subject: Please Deliver to All Council Members

08/06/2004 03:27 PM

Gentlemen:

I recently moved to Lincoln, and the first delight I discovered was the extensive trail and park system here—and so beautifully and lovingly maintained. Truly Lincoln was a spot where everyone valued the environment.

Now I hear you are considering reducing the Parks and Recreation Department budget by ten times the reduction to most other department budgets. This horrifies me. I was chilled when reductions cut maintenance to many park areas during the last budgeting session. To lacerate it this much further seems appalling.

Once the green space in Lincoln is compromised, how can it be reclaimed? Please reconsider. Our parks and trails are Lincoln's treasure and a major Quality of Life factor to encourage new businesses and new people to settle here—and a major reason people stay here.

Sincerely,

Jeanne Kern

2600 Cheshire North Court

Lincoln 68512



Joan V Ray

08/09/2004 12:26 PM

To: Sally Stoddard <sally.stoddard@alltel.net>

cc:

Subject: Re: Parks and Recreation Dept. Budget 

Dear Sara Stoddard; Robert Stoddard; and Anne Vidaver: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Tammy Grammer
City Council Office
555 S. 10th Street
Lincoln, NE - 68508
Phone: 402-441-6867
Fax: 402-441-6533

Sally Stoddard <sally.stoddard@alltel.net>



Sally Stoddard
<sally.stoddard@alltel.net>

08/07/2004 12:14 AM

To: council@ci.lincoln.ne.us

cc:

Subject: Parks and Recreation Dept. Budget

Dear Council Members,

We were appalled to hear of a planned reduction of \$200,000 in the Parks and Recreation Department budget. We urge you to instead consider a 'penny per person' tax to pay for needed maintenance and the improvement of the water system in Antelope Park. How can we attract economic development and newcomers to Lincoln if we take such draconian measures? Please reconsider the proposed budget cut.

Sincerely,

Sara E. Stoddard
Robert H. Stoddard
Anne M. Vidaver

RECEIVED
AUG 09 2004
CITY COUNCIL
CLERK




Joan V Ray

08/09/2004 12:30 PM

To: <adevries@neb.rr.com>

cc:

Subject: Re: Stop cuts of Park and Rec 

Dear Anne DeVries: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Tammy Grammer
City Council Office
555 S. 10th Street
Lincoln, NE 68508
Phone: 402-441-6867
Fax: 402-441-6533

"Anne DeVries" <adevries@neb.rr.com>



"Anne DeVries"
<adevries@neb.rr.com>
>

To: <council@ci.lincoln.ne.us>

cc:

Subject: Stop cuts of Park and Rec

08/07/2004 10:28 AM

Please respond to
adevries

Please distribute this to all the City Council members.

Dear Council member:

I want to let you know that I strongly oppose any cuts to the Parks and Rec Department. This is the one department that we should increase funding. Please reconsider other areas to cut. Are more fire firefighters or officers really needed? Think of ways to allow them to do their jobs more efficient. Use volunteers to do some of the work. The Parks and Rec are already spread thin with minimum funding and make a good use of volunteers and federal grants helping to fund projects (trails). Consider my vote to be for members that vote "for" the environment and the enhancement of outdoor activities.

Anne DeVries
Lincoln, NE

RECEIVED
AUG 09 2004
CITY COUNCIL
OFFICE




Joan V Ray

08/09/2004 12:32 PM

To: Gerald D Poppe <gerald2@juno.com>

cc:

Subject: Re: Budget 

Dear Lois Poppe: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Tammy Grammer
City Council Office
555 S. 10th Street
Lincoln, NE 68508
Phone: 402-441-6867
Fax: 402-441-6533

Gerald D Poppe <gerald2@juno.com>



Gerald D Poppe
<gerald2@juno.com>

08/07/2004 11:35 AM

To: council@ci.lincoln.ne.us

cc:

Subject: Budget

RECEIVED
AUG 05 2004
CITY COUNCIL
OFFICE

Please see that all Lincoln City Council Members get this email.

The budget is the most FUNDamental way that we select our priorities. I am sure that each of you are aware of the responsibility and power of your decisions on the budget.

While you are considering Lincoln's priorities, please consider creative and "out of the box" ways to fund our priorities and needs. For example, for new trails maintenance, could costs be cut by having the city provide the basic materials with citizens participating in an "Adopt an Area" providing volunteer time? I realize that this would have to be organized and may not be practical. However, by thinking creatively to solve our budget needs, we may be able to do more than if we are only in a dollars and cents budget mode.

I want to thank each of you for your time and energy in determining the budget. I know that it is hard work!

Lois Poppe

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Joan V Ray

08/09/2004 12:39 PM

To: "jimmie cooley" <bjcooley@hotmail.com>

cc:

Subject: Re: Budget 

Dear Jimmie Cooley: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Tammy Grammer
City Council Office
555 S. 10th Street
Lincoln, NE - 68508
Phone: 402-441- 6867
Fax: 402-441-6533

"jimmie cooley" <bjcooley@hotmail.com>



"jimmie cooley"
<bjcooley@hotmail.co
m>

08/07/2004 02:50 PM

To: council@ci.lincoln.ne.us
cc:
Subject: Budget

RECEIVED
AUG 09 2004
CITY COUNCIL
OFFICE

Please distribute this message to all city council members.

I do not wish to see funds cut out from trails. I am sure this will jeopardize Federal funds which are so important for the Lincoln trail system. My husband and I are in our seventies and walk some trail most every day. Observing persons in strollers, jogging, biking, or skating is such a real pleasure. Please let trails funds remain untouched. Thank you. Jimmie Cooley.

Don't just search. Find. Check out the new MSN Search!




Joan V Ray

08/09/2004 12:50 PM

To: Bill Wayne <wwayne@unl.edu>

cc:

Subject: Re: budget 

Dear William Wayne: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Tammy Grammer
City Council Office
555 S. 10th Street
Lincoln, NE 68508
Phone: 402-441-6867
Fax: 402-441-6533

Bill Wayne <wwayne@unl.edu>

RECEIVED
AUG 09 2004
CITY COUNCIL
OFFICE



Bill Wayne
<wwayne@unl.edu>

08/08/2004 09:59 PM

To: council@ci.lincoln.ne.us

cc:

Subject: budget

Please distribute this message to all members of the Lincoln city council.

Dear Members of the city council:

It was a real surprise and shock to me to read a news item last week about the proposal to slash the budget of the Lincoln Parks and Recreation Department by \$848,000. Such a massive cut in the budget of one single department would require that department to shoulder the burden of more than 43% of the proposed \$1.96 million reduction in the city budget for the coming fiscal year. To force only one department to absorb such a large part of the proposed reduction would virtually eliminate much of the work of that department for the year. Even with the proposed compromise, I believe too much is being expected of the Parks and Recreation Department.

Lincoln has long had a forward-looking Parks and Recreation Department program. It is one of things that has made this city a desirable place in which to live. If the proposed total reduction in the overall budget is kept, please find a way to spread it more equitably among other parts of the city's operations.

On a second topic, I have long believed that the pay of city council members in Lincoln is too low, considering the amount of time they must spend doing their homework for the job, if they try to do it well. As a person who served nearly two terms on a rural planning commission (in Indiana), an unpaid job, I can readily vouch for the need to spend as much as 20 hours in some weeks becoming informed and prepared for the responsibilities of such work. I support, therefore, the recommendation to double the present salary of the members of the Lincoln City Council.

Very sincerely yours,

William J. Wayne
1980 "C" Street,

Lincoln, 68502




Joan V Ray

08/09/2004 12:55 PM

To: "Ken Vice" <kvice@richmondgroupplc.com>

cc:

Subject: Re: City Budget 

Dear Ken Vice: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Tammy Grammer
City Council Office
555 S. 10th Street
Lincoln, NE 68508
Phone: 402-441-6867
Fax: 402-441-6533

"Ken Vice" <kvice@richmondgroupplc.com>

RECEIVED
AUG 09 2004
CITY COUNCIL
OFFICE



"Ken Vice"
<kvice@richmondgrou
plc.com>

08/09/2004 09:40 AM

To: <council@ci.lincoln.ne.us>

cc:

Subject: City Budget

I am writing to ask you to re-consider your actions on budget

As a City resident for 12 years, I am concerned that we are continuing to cut into Parks and Rec. programs. Please re-instate the monies for this department

Please do not add so many firemen. I doubt if we need any. Look for other ways to increase their staffing. For example, set up a volunteer program and supplement with people who are prepared to donate their time.

Look at the City bus system as a way to cut expenses. I am convinced that it would be cheaper to have a fleet of minivans which you book for pickup at certain times. My observation is that most buses are running absolutely empty except for the driver.

Thanks for listening.

Ken Vice




Joan V Ray

08/09/2004 12:58 PM

To: Dasenb@aol.com

cc:

Subject: Re: Budget for Lincoln 

Dear Wilbur Dasenbrock: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Tammy Grammer
City Council Office
555 S. 10th Street
Lincoln, NE 68508
Phone: 402-441-6867
Fax: 402-441-6533

Dasenb@aol.com

RECEIVED
AUG 09 2004
CITY COUNCIL
OFFICE



Dasenb@aol.com

08/09/2004 10:04 AM

To: council@ci.lincoln.ne.us

cc:

Subject: Budget for Lincoln

Council Members: Trees are the most attractive and friendly natural resources of our City-----street trees, parks and downtown landscaping, including medians of our new thoroughfares. Why should these valuable resources be subject to your budgetary reductions. Very damaging to a valuable resource of the City!

Wilbur Dasenbrock, 1449 Meadow Dale Drive, Lincoln, Ne., 68505
466-2465



Joan V Ray

08/09/2004 03:23 PM

To: "Stephanie Dohner" <dohners@mindspring.com>
cc:
Subject: Re: city budget

Dear Stephanie Dohner: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Tammy Grammer
City Council Office
555 S. 10th Street
Lincoln, NE 68508
Phone: 402-441-6867
Fax: 402-441-6533

"Stephanie Dohner" <dohners@mindspring.com>



"Stephanie Dohner"
<dohners@mindspring
.com>

08/09/2004 01:17 PM

To: "citycouncil" <council@ci.lincoln.ne.us>
cc:
Subject: city budget

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CITY COUNCIL
OFFICE

Ladies and Gentlemen,

I will not be able to attend this evening's hearings on the budget, so I'm sending a statement with my interests.

Please support Councilman Werner's proposals for low-income bus passes, additional bus drivers, investment in trail bridges, and implementation of the recommendations of the city's multi-modal task force.

There is currently a lot of interest in revitalizing our downtown, but to make it really vital, we need to be able to get to it and around it easily.

- (1) By walking. People should not have to sprint across O St in order to avoid traffic.
- (2) By bus, conveniently. Bus service should be available nights and Sundays.
- (3) By bus, inexpensively. We tell newcomers to our country and the elderly that they should use the bus when we do not use it ourselves because most of us can afford automobiles.
- (4) By bicycle. Please invest in trail bridges, so we may have more interconnected, safer, bicycle routes in Lincoln.
- (5) By planning for downtown as a real hub of activity, instead of a highway that divides the city.

Thank you for your attention.

Stephanie Dohner
2314 S 10th, 02
435-0140
dohners@mindspring.com



Joan V Ray

08/09/2004 03:25 PM

To: Paul Haith <phaith@alltel.net>

cc:

Subject: Re: City Budget

Dear Paul Haith: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Tammy Grammer
City Council Office
555 S. 10th Street
Lincoln, NE 68508
Phone: 402-441-6867
Fax: 402-441-6533

Paul Haith <phaith@alltel.net>



Paul Haith
<phaith@alltel.net>

08/09/2004 02:01 PM

To: council@ci.lincoln.ne.us

cc:

Subject: City Budget

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CITY COUNCIL
OFFICE

I will not be able to attend this afternoons public hearing but would like to provide the following input;

1. I would like to oppose the use of property tax for paying for an increase in the number of firefighters.

a. They have freed up several firefighters by transferring non emergency EMS calls to the private sector. The fire dept. should never have been is this business from the begining. They should now sell at least four ambulances.

b. The fire dept. should quite using fire and EMS apparatus for personal use, such as going to the grocery stores. While Chief Spadt refers to the cost of this as minuscule, it cost a minimum of \$5.00 per mile to operate these vehicles, and a conservative estimate for cost of this is over \$20,000.00 per year. Not minuscule in my book.

c. Many of the incidents that the fire dept. respond to are covered by insurance. Based on my calculations for last year a conservative estimate as to what could be collected would be over \$1,000,000. That is, if the statistics that the fire dept. publishes are accurate.

d. The City and fire dept. should look at other means of billing for EMS calls. The new contract that the city has entered into pays the billing company some \$320,000 per year. I also understand that the new billing company is not bringing in anymore money than the previous billing company and they only charged 6%. It would only take one or two more people to do the billing.

2. I would like to support the addition of additional police officers.

a. Lincoln City Ordinance 5.56 should be amended to charge an annual fee of \$25.00 for alarm registrations and a fee schedule for responding to false alarms be established. Omaha,

Bellvue, Ralston, Gretna, LaVista all have such ordinances. Los Angeles recently reported that about 15% of their resources were used to respond to false alarms. Why should tax payers who do not have alarm systems pay for these resources. The combination of fees and fines would bring in over \$225, 000, an amount that would pay for several additional police officers.

3. I would like to see a review of all of the responsibilities of the Fire Department to see if some of their assumed responsibilities could no be shifted to other City agencies or if there is not a lot of duplication in equipment and apparatus that could be eliminated. This should not be done by other fire fighters.

4. In my humble opinion, Police offices salaries need to be reviewed in respect to what they do in relationship to fire fighters. Police are way underpaid.

Paul R. Haith
2010 S. 80th
Lincoln, NE 68506
489-0093




Joan V Ray

08/09/2004 03:27 PM

To: Tony Ojeda <tojeda@insproins.com>

cc:

Subject: Re: Budget 

Dear Tony Ojeda: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Tammy Grammer
City Council Office
555 S. 10th Street
Lincoln, NE 68508
Phone: 402-441-6867
Fax: 402-441-6533

Tony Ojeda <tojeda@insproins.com>



Tony Ojeda
<tojeda@insproins.co
m>

08/09/2004 02:48 PM

To: "council@ci.lincoln.ne.us" <council@ci.lincoln.ne.us>,
"mayor@ci.lincoln.ne.us" <mayor@ci.lincoln.ne.us>

cc:

Subject: Budget

RECEIVED
AUG 09 2004
CITY COUNCIL
OFFICE

Mayor Seng and City Council Members:

I would strongly encourage you to hold the tax levy flat this upcoming budget. I firmly believe that Nebraskans are way over taxed. In tough times there are two decisions that can be made with a budget. Either raise revenues, which for a government would mean raising taxes, or cut spending. Spending cuts are always difficult, but the time has come to really examine all the services the city provides. It is time to go into every department and let department heads know that their budgets will be cut.

As a financial consultant I have several clients who are retired. I would say that 25% of my clients who have retired in the past five years have left the city of Lincoln. Some have gone to Texas and South Dakota where there are no income taxes. Some have left for Colorado where the property taxes are substantially lower. Yet others have just moved to other parts of Nebraska just to save on Property taxes. Many of my clients who have left Lincoln are former City employees. What does that say about how they felt about taxes and the services the city provides.

Please stop the madness and do not raise taxes or the levy, and if you really want to finance streets, roads, and trails look at cutting other areas of the budget.

Thank you for your service to our community.

Sincerely,

Tony Ojeda




Joan V Ray

08/09/2004 12:47 PM

To: "Moni" <musasz@neb.rr.com>

cc:

Subject: Re: budget cuts affect Parks and Recreation Department. 

Dear Moni Usasz: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Tammy Grammer
City Council Office
555 S. 10th Street
Lincoln, NE 68508
Phone: 402-441-6867
Fax: 402-441-6533

RECEIVED
AUG 09 2004
CITY COUNCIL
OFFICE

"Moni" <musasz@neb.rr.com>



"Moni"

<musasz@neb.rr.com>

08/08/2004 02:20 PM

To: <council@ci.lincoln.ne.us>

cc:

Subject: budget cuts affect Parks and Recreation Department.

Please deliver the following letter to ALL Lincoln City Council members:

Dear City Council Member,

I support Mayor Seng's original budget with a property tax increase. As the city grows I know we need more firefighters and police officers, etc. but I would rather see my taxes raised a bit than see the Parks and Recreation Department take such a hit: \$203,000 out of its operating budget and \$644,000 from their Capital Improvement budget.

In the past twelve years there has only been an increase in employees at Parks and Rec by .25 of a position. Lincoln has grown by 20%, park acres have increased by 23% and numbers of playgrounds have increased by 33%. Parks and Rec has been doing more with less for years and years! Parks and Rec cannot continue to do so when it has to absorb the maintenance costs of all the maintenance projects eliminated by the City Council (for example, maintaining the Jamaica North trail corridor, new park, etc. at 3rd and A, underpass maintenance at 3rd and F, and on and on.)

Let's not be penny wise and pound foolish and fix the Sunken Gardens well at the same time the Gardens are being renovate instead of waiting till later when the Gardens will have to be dug up (at further expense) to fix the problem.

Why are we increasing funding for maintenance of boulevards and medians city-wide? It has been city policy to reduce maintenance requirements on medians and boulevard - mowing, not flowers.

If we eliminate city funding for maintenance of new trails funded with Federal we put continued grant funding for new trails at risk. It's part of the package.

In the big picture of what makes a city a great place to live, it's not just the obvious - services and housing - but the less obvious things that make a place stand out. Easy access to parks and wild places, trails to walk and bike on, green space are all important to Lincoln families' health and welfare. These places are

free to all and should be as available to residents in the older and newer parts of town and in poorer, middle income and expensive neighborhoods as well.

Don't lose sight of the bigger picture as you sort through difficult budget issues. Please reverse the cuts made to Parks and Recreation .

Thank you for your attention,

Moni Usasz

3340 S. 31st St.

Lincoln, NE 68502




Joan V Ray

08/09/2004 01:00 PM

To: "Lawrence Kagan" <lekagan@msn.com>

cc:

Subject: Re: Parks and Rec. funding 

Dear Elizabeth Kagan: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Tammy Grammer
City Council Office
555 S. 10th Street
Lincoln, NE 68508
Phone: 402-441-6867
Fax: 402-441-6533

"Lawrence Kagan" <lekagan@msn.com>



"Lawrence Kagan"
<lekagan@msn.com>

08/09/2004 10:13 AM

To: <council@ci.lincoln.ne.us>

cc:

Subject: Parks and Rec. funding

RECEIVED
AUG 09 2004
CITY COUNCIL
OFFICE

<?xml:namespace prefix="v" /><?xml:namespace prefix="o" />
To the Lincoln City Council

I would like to make a plea for the City Council to not cut funding for the following items from the Parks and Recreation Budget:

1. Planned park near Country View Estates (located near 56th and Pine Lake) - Country View Park.
2. Indoor Playground

My rationale is as follows:

RE Country View Park-

- This park would serve many people (over 100 families from Country View Estates itself, a huge low-income housing complex located at 56th and Union Hill Road - run by the Lincoln Housing Authority, Aspen neighborhood, and the Cripple Creek neighborhoods).
- Since there are no parks in the area bounded by 40th and 56th Streets and Pine Lake and Yankee Hill, children cannot find a park or open area for ball games, etc. without crossing 40th Street or Pine Lake Road.
- Our neighborhood is lacking a neighborhood "feel" already as the children are bused all the way to Zeman School (near 52nd and Pioneers) due to over-crowding at closer schools. It seems very unfair for us to lose a park which would offer a place to meet other kids and families.
- I have a 2-year old daughter and we currently drive all over Lincoln to go to parks - which my daughter loves. This option is not feasible for all families.
- Since moving to our neighborhood we have anxiously awaited the development of the neighborhood park for 4 years. Much time has already been devoted to the development of a park plan by volunteers from the neighborhood as well as representatives of the Parks and Recreation Department.

RE Indoor Playground-

- I utilize the Indoor Playground with my toddler and our playgroup will often meet there when it is either too cold or too hot for outdoor play. The Indoor Playground provides

numerous physical activities for young children and ample room for gross-motor activities which are so important to the development of young children.

- We have also taken advantage of the music class offered at the Indoor Playground at very affordable rates.

Other:

I have always shared with other people what a wonderful city Lincoln is in which to raise children. Our parks and the Indoor Playground are part of what has made it special.

In closing, it seems that with the immense focus on health and fitness in our society today, not to mention the nationwide goal of curbing obesity in our children, that this just isn't the time to cut the budget for physical recreation. The most important time to make physical activity a part of our children's lives is when they are very small so that such activity becomes a life-long habit.

Respectfully submitted,
Elizabeth L. Kagan
7421 Union Hill Circle
Lincoln, NE 68516
423-1833

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CITY COUNCIL
OFFICE

TO: Terry Werner FROM: Karen Sachtles

FAX: 441-6533 FAX: (402) 437-2540

PHONE: 437-2629 PHONE: (402) 437-2629

PAGES: 3 DATE: 8/8/04

RE: Star Tran reduced bus fare

MESSAGE: Please make copies for other
council people.

Kand.

RECEIVED
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CITY COUNCIL
OFFICE

August 9, 2004

Terry Werner, Councilman
City Council of Lincoln
555 So 10th Street
Lincoln, NE 68506

Dear Councilman Werner:

People on limited income can find the Star Tran-Bus System cost prohibitive and therefore a barrier in their lives. It's difficult to imagine life without a vehicle. Many of us have two or more methods of transportation for work, doctors appointments, to visit a friend, etc. People on limited income have a much different reality. They use Lincoln's Star Tran-Buses or walk to their work, doctor appointments, to visit a friend, etc. When they find the Star Tran-Bus System to be cost prohibitive they risk becoming isolated. The cost of transportation can also be a barrier to an individual entering college.

As an educational/career advisor at a post-secondary institution in Lincoln I work with individuals developing educational plans. Many say they need an education to become "self sufficient" or "to get out of poverty." They, too, realize with less education they are locked out of many employment opportunities. Without Star-Tran's affordable rates they too are locked out of opportunities for an education and can possibly be locked in poverty.

Terry Werner, thank you for understanding the importance of this transportation proposal. Its success can remove barriers for many people to gain a post-secondary degree. Transportation can make a positive impact upon their lives. Thank you for your time and energy on this important matter.

Sincerely,



Karen Sachtleben

To: Terry Warner and City Council Members
From: Sherine A. Miller
Date: August 9, 2004
Re: Reduced Bus Fares

Sherine A. Miller

I wish to support the thought that Lincoln needs more reduced bus fares for the city of Lincoln bus system.

I am employed at a post-secondary institution and work daily with individuals who utilize the city busses as their only form of transportation. It would be a tremendous help to have this be less expensive.

Many individuals give up full time employment to return to school. Each student hopes that sacrificing current income will pay-off with an increase in their paycheck as he/she walks across the graduation stage. However, during the duration of the two years to complete an associates degree, it is often very difficult financially.

The city bus system is the primary system of transportation for individuals with disabilities surviving on very limited income. This would be a real help for this population.

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